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The Congressional Journals  
of the United States

THOMAS JEFFERSON  
ADMINISTRATION













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THE CONGRESSIONAL JOURNALS OF THE UNITED STATES  
*PART I OF THE*  
NATIONAL STATE PAPERS OF THE UNITED STATES SERIES,  
1789-1817

# ✓The Journal of the House of Representatives

THOMAS JEFFERSON ADMINISTRATION 1801-1809

Volume 8

TENTH CONGRESS, SECOND SESSION  
NOVEMBER, 1808 - MARCH, 1809

Congress. House.

Michael Glazier, Inc.  
Wilmington, Delaware



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## ***PUBLISHER'S NOTE***

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*Printed in the United States of America.*

## TABLE OF CONTENTS

### VOLUME 8

NOTE ON THE PRINTERS, A. & G. Way	v
JOURNAL OF THE U.S. HOUSE OF REPRESENTATIVES Tenth Congress, Second Session	1
A SUPPLEMENTAL JOURNAL. . . Ordered to be Kept Secret	535*
INDEX	551*

#### NOTE

\*For the complete list of and biographical notes on the members of the House of Representatives, together with the Executive and Judicial officers, for the Seventh through the Tenth Congresses, please refer to Volume 1 of this series.

\*The original pagination of the Legislative Journal has been allowed to stand. For the sake of continuity, new page numbers have been added to the bottom of the supplementary matter, and these are marked in this Table with an asterisk.





## **A & G WAY**

**Printers of the original edition  
of this volume**

Andrew Way, Jr. was trained as a printer in Philadelphia, and founded the company Way and Groff with Joseph Groff in 1798. The company sought and received lucrative government printing contracts. *Rules and Articles for the Better Government of the Troops. . . of the United States* is one of their better known works. The firm opened a branch in Washington in 1800, and the partnership was dissolved in 1802.

Andrew Way, Jr., joined his brother George to form their own bookselling and printing company, A & G Way, in Philadelphia and Washington, which for many years was a prominent printer of the government publications. After 1804 their major activities were centered in the new capital. The business prospered, and in 1807 the Way brothers became the dominant stockholders in a new glass works, which flourished under their astute direction.

They were involved in local social and political affairs, and actively and very successfully lobbied for government printing. They kept on good social and business terms with John Beckley, Clerk of the House, and Samuel Otis, Secretary of the Senate, and these men of some influence helped them greatly.

George, who was the less active partner, died on May 26, 1819, and Andrew continued to operate the printing and glass companies. In 1822 Andrew brought in a new partner, Jacob Gideon, and the printing works began trading under the imprint of Way and Gideon. The company lasted until 1834—and thereafter Andrew Way, Jr. devoted his energies to directing his glass works.



**JOURNAL**  
**OF THE**  
**HOUSE OF REPRESENTATIVES**  
**OF THE**  
***UNITED STATES,***  
**AT**  
**The Second Session**  
**OF**  
**THE TENTH CONGRESS,**  
**IN THE**  
**THIRTY THIRD YEAR**  
**OF THE**  
***INDEPENDENCE OF THE UNITED STATES.***

---

**WASHINGTON CITY:**

**A. & G. WAY, PRINTERS.**

.....  
**1808.**



# JOURNAL

OF THE

## HOUSE OF REPRESENTATIVES.

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### *Congress of the United States,*

BEGUN and held at the city of Washington, in the territory of Columbia, on Monday, the seventh of November, one thousand eight hundred and eight, being the *Second Session* of the TENTH CONGRESS, held under the constitution of government of the United States.

On which day, being the day appointed by law for the meeting of the present session, the following members of the House of Representatives appeared, and took their seats, to wit:....

From NEW HAMPSHIRE,	{ Daniel M. Durell, Francis Gardner, Jedediah K. Smith, and Clement Storer,
From MASSACHUSETTS,	{ Ezekiel Bacon, Joseph Barker, Orchard Cook, Richard Cutts, Josiah Deane, William Ely, Isaiah L. Green, Daniel Halsey, Edward St. Loe Livermore, Josiah Quincy, Ebenezer Seaver, William Stedman, Jabez Upham, and Joseph B. Varnum, ( <i>Speaker</i> )

# 4 JOURNAL OF THE HOUSE

From RHODE ISLAND, . { Isaac Willbour,

From CONNECTICUT, . { Epaphroditus Champion,  
Samuel W. Dana,  
John Davenport, junior,  
Jonathan O. Moseley,  
Timothy Pitkin, junior,  
Lewis B. Sturges, and  
Benjamin Tallmadge.

From VERMONT, . . . { Martin Chittenden,  
James Elliot, and  
James Fisk.

From NEW YORK, . . { John Blake, junior,  
John Harris,  
Reuben Humphreys,  
William Kirkpatrick,  
Gurdon S. Mumford,  
Samuel Riker,  
John Russell,  
Peter Swart,  
John Thompson,  
James I. Van Alen,  
Killian K. Van Rensselaer, and  
Daniel C. Verplanck.

From NEW JERSEY, . . { Adam Boyd,  
William Helms,  
John Lambert,  
Thomas Newbold,  
James Sloan, and  
Henry Southard.

From PENNSYLVANIA. . { David Bard,  
Robert Brown,  
William Findley,  
John Heister,  
William Hoge,  
William Milnor,  
Daniel Montgomery, junior,  
John Porter,  
John Pugh,  
John Rea,  
Matthias Richards,  
John Smilie,  
Samuel Smith, and  
Robert Whitehill.

## OF REPRESENTATIVES.

5

From MARYLAND, . . .	{ Charles Goldsborough, William McCreery, John Montgomery, Nicholas R. Moore, and Archibald Van Horn.
From VIRGINIA, . . .	{ Burwell Bassett, William A. Burwell, John Clopton, John Dawson, John W. Eppes, James M. Garnett, Peterson Goodwyn, Edwin Gray, David Holmes, John G. Jackson, Joseph Lewis, junior, John Love, John Morrow, Thomas Newton, John Smith, Abram Trigg, and Alexander Wilson.
From KENTUCKY, . . .	{ Joseph Desha, Benjamin Howard, and Richard M. Johnson.
From NORTH CAROLINA,	{ Willis Alston, junior, William Blackledge, Thomas Blount, John Culpepper, Nathaniel Macon, Lemuel Sawyer, and Richard Stanford.
From TENNESSEE, . . .	{ George Washington Campbell, John Rhca, and Jesse Wharton.
From SOUTH CAROLINA,	{ Lemuel J. Alston, William Butler, Joseph Calhoun, John Taylor, and David R. Williams.
From GEORGIA,	{ William W. Bibb, and George M. Troup.



From OHIO, . . . . . { Jeremiah Morrow.  
 Delegate from the MISSIS- {  
 SIPPI TERRITORY, . . . . . George Poindexter.

Two new members, to wit: Nathan Wilson, returned to serve in this House as a member for New York, in the room of David Thomas, who hath resigned his seat; and Thomas Gholson, junior, returned to serve as a member for Virginia, in the room of John Claiborne, deceased, appeared, produced their credentials and took their seats in the House.

And a quorum, consisting of a majority of the whole number, being present,

A message was received from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: I am directed to inform this House, that a quorum of the Senate is assembled and ready to proceed to business: The Senate have appointed a committee on their part, jointly with such committee as may be appointed on the part of this House, to wait on the President of the United States, and inform him that a quorum of the two Houses is assembled and ready to receive any communications he may be pleased to make to them: And then he withdrew.

The oath or affirmation to support the constitution of the United States, was then administered to Mr. Nathan Wilson and Mr. Gholson, by Mr. Speaker, according to law.

On motion of Mr. Dawson, and seconded,

Ordered, That a message be sent to the Senate, to inform them that a quorum of this House is assembled, and ready to proceed to business; and that the Clerk of this House do go with the said message.

On motion of Mr. Newton, and seconded,

The House proceeded to consider the resolution of the Senate for the appointment of a joint committee of the two Houses to wait on the President of the United States, and inform him that a quorum of the two Houses is assembled, and ready to receive any communications he may be pleased to make to them:

Whereupon,

Resolved, That this House doth agree to the said resolution; and that Mr. Macon, Mr. Quincy and Mr. M'Creery, be appointed of the said committee on their part.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Macon, from the joint committee appointed to wait on the President of the United States, and inform him that a quorum of the two Houses is assembled, and ready to receive any communications he may be pleased to make to them, reported, that the committee had, according to order, performed that service; and that the President signified to them, he would make a communication in writing, to this House, to-morrow at twelve o'clock, by way of message.

On motion of Mr. Smilie, and seconded,

Resolved, That the Clerk of this House cause the members to be furnished during the present session with three news-papers to each member, such as the members shall respectively choose, to be delivered at their lodgings; and that the Clerk be directed to procure such papers from any number of offices that the members shall elect; provided the expense does not exceed the amount of three daily news-papers.

On motion of Mr. Newton, and seconded,

Resolved, That unless otherwise ordered, the daily hour to which the House shall stand adjourned, during the present session, be eleven o'clock in the forenoon.

And then the House adjourned until to-morrow morning, eleven o'clock.

**TUESDAY, November, 8, 1808.**

Several other members, to wit: from Pennsylvania, Jacob Richards; from Virginia, Matthew Clay and Walter Jones; and from South Carolina, Robert Marion; appeared, and took their seats in the House.

A new member, to wit: Samuel Shaw, returned to serve in this House as a member for the state of Vermont, in the room of James Witherell, who hath resigned his seat, appeared, produced his credentials, and took his seat in the House; the oath to support the constitution of the United States being first administered to him by Mr. Speaker, according to law.

A message from the Senate, by Mr. Ouis, their Secretary.

Mr. Speaker: The Senate have resolved that two chaplains of different denominations be appointed to Congress for the present session, who shall interchange weekly, to which they desire the concurrence of this House: And then he withdrew.

The House proceeded to consider the foregoing resolution of the Senate; Whereupon,

Resolved, That this House doth agree to the said resolution.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On motion of Mr. Dawson, and seconded,

Ordered, That a Committee of Elections be appointed, pursuant to the standing rules and orders of the House;

And a committee was appointed of Mr. Findley, Mr. David R. Williams, Mr. Clay, Mr. Lambert, Mr. Blake, Mr. Sturges, and Mr. Elliot.

Ordered, That a Committee of Claims be appointed, pursuant to the standing rules and orders of the House;

And a committee was appointed of Mr. Holmes, Mr. Pitkin, Mr. Seaver, Mr. Johnson, Mr. Humphreys, Mr. Brown, and Mr. Butler.

Ordered, That a Committee of Commerce and Manufactures be appointed, pursuant to the standing rules and orders of the House;

And a committee was appointed of Mr. Newton, Mr. McCreery, Mr. Cutts, Mr. Marion, Mr. Dana, Mr. Mumford and Mr. Porter.

Ordered, That a Committee of Ways and Means be appointed, pursuant to the standing rules and orders of the House;

And a committee was appointed of Mr. George Washington Campbell; Mr. Willis Alston, Mr. Eppes, Mr. Smilie, Mr. Tallmadge, Mr. Fisk and Mr. John Montgomery.

Ordered, That a Committee on the Public Lands be appointed, pursuant to the standing rules and orders of the House;

And a committee was appointed of Mr. Jeremiah Morrow, Mr. Goodwyn, Mr. Russell, Mr. Boyd, Mr. Ely, Mr. Bibb and Mr. Howard.

Ordered, That a Committee of Revisal and Unfinished Business be appointed; pursuant to the standing rules and orders of the House;

And a committee was appointed of Mr. Clopton, Mr. Van Rensselaer and Mr. Durell.

Ordered, That a Committee of Accounts be appointed, pursuant to the standing rules and orders of the House;

And a committee was appointed of Mr. Nicholas R. Moore, Mr. Stedman and Mr. Milnor.

Ordered, That a Committee for the District of Columbia, be appointed, pursuant to an additional rule and order of the House, agreed to on the twenty seventh of January last ;

And a committee was appointed of Mr. Lewis, Mr. Van Horn, Mr. Southard, Mr. Blackledge, Mr. Rea, (of Pennsylvania) Mr. Lemuel J. Alston and Mr. Wharton.

The Speaker laid before the House, a letter from the governor of the state of Pennsylvania, inclosing a letter to him from Joseph Clay, the representative for the district composed of the city and county of Philadelphia and county of Delaware, in the said state, containing his resignation of a seat in this House; also, a proclamation of the said governor, and a certificate of the election of Benjamin Say, to serve as a member

for the said district and state, in the room of the said Joseph Clay, which were read, and on motion of Mr. John Montgomery, ordered to be referred to the Committee of Elections.

The Speaker laid before the House, a letter from the Speaker of the House of Representatives of the Mississippi territory, accompanied with a memorial of the said House of Representatives, praying a revision and amendment of the laws relating to the sale of the lands of the United States, so far as relates to the payment of the instalments due and to become due for the lands purchased by settlers in the said territory; also, that the provisions of a bill which was depending before this House at the last session, for the establishment of a federal court in that territory, may not be enacted into a law, for the reasons therein mentioned.

The said letter and memorial were read, and, on motion of Mr. Poindexter, ordered to be referred to the Committee on the Public Lands.

A motion was made by Mr. Rhea, (of Tennessee) and seconded, that the House do agree to the following resolution and order, to wit:

Resolved, That the order hereto subjoined, be inserted among the rules and orders of this House.

Ordered, That a standing committee, to consist of one member from each state, the representatives or representative from which may or shall attend, and to be styled "the Committee of the Post-office and Post-roads," shall be appointed, whose duty it shall be to take into consideration all such matters and things touching the post-office and post-roads of the United States, as shall be presented, or shall or may come in question, and be referred to them by the House, and to report thereon; and also to report such alterations and amendments to the laws concerning the post-office and post-roads, as may become necessary.

The said motion was read, and ordered to lie on the table.

On motion of Mr. John Montgomery, and seconded,

Resolved, That this House will, to-morrow, at twelve o'clock, proceed, by ballot, to the appointment of a chaplain to Congress for the present session, on the part of this House.

A message, in writing, was received from the President of the United States, by Mr. Coles, his Secretary, as followeth:

*"To the Senate and House of Representatives of the United States.*

"It would have been a source, fellow citizens, of much gratification, if our last communications from Europe had enabled me to inform you, that the belligerent nations, whose disregard of neutral rights has been so destructive to our commerce, had become awakened to the duty and true policy of revoking their unrighteous edicts. That no means might be omitted to produce this salutary effect, I lost no time in availing myself of the act authorizing a suspension, in whole or in part, of the several embargo laws. Our ministers at London and Paris were instructed to explain to the respective governments there, our disposition to exercise the authority in such manner as would withdraw the pretext on which the aggressions were originally founded, and open the way for a renewal of that commercial intercourse which it was alleged on all sides had been reluctantly obstructed. As each of those governments had pledged its readiness to concur in renouncing a measure which reached its adversary through the incontestable rights of neutrals only, and as the measure had been assumed by each as a retaliation for an asserted acquiescence in the aggressions of the other, it was reasonably expected that the occasion would have been seized by both for evincing the sincerity of their professions, and for restoring to the commerce of the United States its legitimate freedom. The instructions to our mi-

nisters, with respect to the different belligerents, were necessarily modified with a reference to their different circumstances, and to the condition annexed by law to the executive power of suspension, requiring a degree of security to our commerce which would not result from a repeal of the decrees of France. Instead of a pledge, therefore, for a suspension of the embargo as to her, in case of such a repeal, it was presumed that a sufficient inducement might be found in other considerations, and particularly in the change produced by a compliance with our just demands by one belligerent, and a refusal by the other, in the relations between this other and the United States. To Great Britain, whose power on the ocean is so ascendant, it was deemed not inconsistent with that condition, to state explicitly, that on her rescinding her orders in relation to the United States, their trade would be opened with her, and remain shut to her enemy, in case of his failure to rescind his decrees also. From France no answer has been received, nor any indication that the requisite change in her decrees is contemplated. The favorable reception of the proposition to Great Britain was the less to be doubted, as her orders of council had not only been referred for their vindication to an acquiescence on the part of the United States no longer to be pretended, but as the arrangement proposed, whilst it resisted the illegal decrees of France, involved, moreover, substantially, the precise advantages professedly aimed at by the British orders. The arrangement has, nevertheless, been rejected.

This candid and liberal experiment having thus failed, and no other event having occurred on which a suspension of the embargo by the executive was authorized, it necessarily remains in the extent originally given to it. We have the satisfaction, however, to reflect, that in return for the privations imposed by the measure, and which our fellow citizens in general have borne with patriotism, it has had the important



effects of saving our mariners, and our vast mercantile property, as well as of affording time for prosecuting the defensive and provisional measures called for by the occasion. It has demonstrated to foreign nations the moderation and firmness which govern our councils, and to our citizens the necessity of uniting in support of the laws and the rights of their country, and has thus long frustrated those usurpations and spoliations which, if resisted, involved war, if submitted to, sacrificed a vital principle of our national independence.

Under a continuance of the belligerent measures, which in defiance of laws which consecrate the rights of neutrals, overspread the ocean with danger, it will rest with the wisdom of congress to decide on the course best adapted to such a state of things; and bringing with them, as they do, from every part of the union, the sentiments of our constituents, my confidence is strengthened that in forming this decision, they will, with an unerring regard to the essential rights and interests of the nation, weigh and compare the painful alternatives out of which a choice is to be made. Nor should I do justice to the virtues, which on other occasions have marked the character of our fellow citizens, if I did not cherish an equal confidence, that the alternative chosen, whatever it may be, will be maintained with all the fortitude and patriotism which the crisis ought to inspire.

The documents, containing the correspondences on the subject of the foreign edicts against our commerce, with the instructions given to our ministers at London and Paris, are now laid before you.

The communications, made to congress at their last session, explained the posture in which the close of the discussions relative to the attack by a British ship of war on the frigate Chesapeake left a subject on which the nation had manifested so honorable a sensibility. Every view of what had passed authorized a belief that immediate steps would be taken by the

British government for redressing a wrong, which, the more it was investigated, appeared the more clearly to require what had not been provided for in the special mission. It is found that no steps have been taken for the purpose. On the contrary, it will be seen in the documents laid before you, that the inadmissible preliminary, which obstructed the adjustment, is still adhered to; and, moreover, that it is now brought into connection with the distinct and irrelative case of the orders in council. The instructions which had been given to our minister at London, with a view to facilitate, if necessary, the reparation claimed by the United States, are included in the documents communicated.

Our relations with the other powers of Europe have undergone no material changes since your last session. The important negotiations with Spain, which had been alternately suspended and resumed, necessarily experience a pause, under the extraordinary and interesting crisis which distinguishes her internal situation.

With the Barbary powers we continue in harmony, with the exception of an unjustifiable proceeding of the dey of Algiers towards our consul to that regency. Its character and circumstances are now laid before you, and will enable you to decide how far it may either now or hereafter call for any measures not within the limits of the executive authority.

With our Indian neighbors the public peace has been steadily maintained. Some instances of individual wrong have as at other times taken place, but in no wise implicating the will of the nation. Beyond the Mississippi the Ioways, the Sacs and the Alibamas, have delivered up for trial and punishment individuals from among themselves accused of murdering citizens of the United States. On this side of the Mississippi, the Creeks are exerting themselves to arrest offenders of the same kind, and the Choctaws have manifested their readiness and desire for amicable and

just arrangements respecting depredations committed by disorderly persons of their tribe. And generally, from a conviction that we consider them as a part of ourselves, and cherish with sincerity their rights and interests, the attachment of the Indian tribes is gaining strength daily, is extending from the nearer to the more remote, and will amply requite us for the justice and friendship practised towards them. Husbandry and household manufacture are advancing among them, more rapidly with the Southern than Northern tribes, from circumstances of soil and climate, and one of the two great divisions of the Cherokee nation have now under consideration to solicit the citizenship of the United States, and to be identified with us in laws and government in such progressive manner as we shall think best.

In consequence of the appropriations of the last session of congress for the security of our sea-port towns and harbours, such works of defence have been erected as seemed to be called for by the situation of the several places, their relative importance, and the scale of expense indicated by the amount of the appropriation. These works will chiefly be finished in the course of the present season, except at New York and New Orleans, where most was to be done: and although a great proportion of the last appropriation has been expended on the former place, yet some further views will be submitted to congress for rendering its security entirely adequate against naval enterprize. A view of what has been done at the several places, and of what is proposed to be done, shall be communicated as soon as the several reports are received.

Of the gun-boats authorized by the act of December last, it has been thought necessary to build only one hundred and three in the present year. These, with those before possessed, are sufficient for the harbors and waters most exposed, and the residue will require little time for their construction when it shall be deemed necessary.

Under the act of the last session for raising an additional military force, so many officers were immediately appointed as were necessary for carrying on the business of recruiting, and in proportion as it advanced, others have been added. We have reason to believe their success has been satisfactory, although such returns have not yet been received as enable me to present you a statement of the numbers engaged.

I have not thought it necessary, in the course of the last season to call for any general detachments of militia or of volunteers, under the laws passed for that purpose. For the ensuing season; however, they will be required to be in readiness, should their service be wanted. Some small and special detachments have been necessary to maintain the laws of embargo, on that portion of our northern frontier which offered peculiar facilities for evasion, but these were replaced as soon as it could be done by bodies of new recruits. By the aid of these, and of the armed vessels called into service in other quarters, the spirit of disobedience and abuse, which manifested itself early, and with sensible effect while we were unprepared to meet it, has been considerably repressed.

Considering the extraordinary character of the times in which we live, our attention should unremittingly be fixed on the safety of our country. For a people who are free, and who mean to remain so, a well organized and armed militia is their best security. It is therefore incumbent on us, at every meeting, to revise the condition of the militia, and to ask ourselves if it is prepared to repel a powerful enemy at every point of our territories exposed to invasion? Some of the states have paid a laudable attention to this object: but every degree of neglect is to be found among others. Congress alone having the power to produce an uniform state of preparation in this great organ of defence, the interests which they so deeply feel in their own and their country's security will pre-

sent this as among the most important objects of their deliberation.

Under the acts of March eleventh and April twenty-third, respecting arms, the difficulty of procuring them from abroad, during the present situation and dispositions of Europe, induced us to direct our whole efforts to the means of internal supply. The public factories have therefore been enlarged, additional machineries erected, and in proportion as artificers can be found or formed, their effect, already more than doubled, may be increased so as to keep pace with the yearly increase of the militia. The annual sums appropriated by the latter act have been directed to the encouragement of private factories of arms, and contracts have been entered into with individual undertakers to nearly the amount of the first year's appropriation.

The suspension of our foreign commerce, produced by the injustice of the belligerent powers, and the consequent losses and sacrifices of our citizens, are subjects of just concern. The situation into which we have thus been forced has impelled us to apply a portion of our industry and capital to internal manufactures and improvements. The extent of this conversion is daily increasing, and little doubt remains that the establishments formed and forming, will, under the auspices of cheaper materials and subsistence, the freedom of labor from taxation with us, and of protecting duties and prohibitions, become permanent. The commerce with the Indians too, within our own boundaries, is likely to receive abundant aliment from the same internal source, and will secure to them peace and the progress of civilization undisturbed by practices hostile to both.

The accounts of the receipts and expenditures during the year ending on the thirtieth day of September last, being not yet made up, a correct statement will hereafter be transmitted from the treasury. In the mean time it is ascertained that the receipts

have amounted to near eighteen millions of dollars, which with the eight millions and a half in the treasury at the beginning of the year, have enabled us after meeting the current demands, and interest incurred, to pay two millions three hundred thousand dollars of the principal of our funded debt, and left us in the treasury on that day near fourteen millions of dollars. Of these, five millions three hundred and fifty thousand dollars will be necessary to pay what will be due on the first day of January next, which will complete the reimbursement of the eight per cent. stock. These payments, with those made in the six years and a half preceding, will have extinguished thirty-three millions five hundred and eighty thousand dollars of the principal of the funded debt, being the whole which could be paid or purchased within the limits of the law and of our contracts, and the amount of principal thus discharged will have liberated the revenue from about two millions of dollars of interest, and added that sum annually to the disposable surplus. The probable accumulation of the surplusses of revenue beyond what can be applied to the payment of the public debt, whenever the freedom and safety of our commerce shall be restored, merits the consideration of congress. Shall it lie unproductive in the public vaults? shall the revenue be reduced? or shall it not rather be appropriated to the improvements of roads, canals, rivers, education, and other great foundations of prosperity and union under the powers which congress may already possess, or such amendment of the constitution as may be approved by the states? While uncertain of the course of things, the time may be advantageously employed in obtaining the powers necessary for a system of improvement, should that be thought best.

Availing myself of this, the last occasion which will occur of addressing the two Houses of Legislature at their meeting, I cannot omit the expres-

sion of my sincere gratitude for the repeated proofs of confidence manifested to me by themselves and their predecessors since my call to the administration, and the many indulgences experienced at their hands. The same grateful acknowledgements are due to my fellow citizens, generally, whose support has been my great encouragement under all embarrassments. In the transaction of their business, I cannot have escaped error. It is incident to our imperfect nature. But I may say with truth my errors have been of the understanding, not of intention, and that the advancement of their rights and interests has been the constant motive for every measure. On these considerations I solicit their indulgence. Looking forward with anxiety to their future destinies, I trust that in their steady character, unshaken by difficulties, in their love of liberty, obedience to law, and support of the public authorities, I see a sure guarantee of the permanence of our republic; and retiring from the charge of their affairs, I carry with me the consolation of a firm persuasion that Heaven has in store for our beloved country, long ages to come of prosperity and happiness."

"TH: JEFFERSON."

*"November 8, 1808."*

The House proceeded in the reading of the said message, and the documents which accompanied the same, and made some progress therein.

An adjournment was then called for: Whereupon,

Ordered, That the farther reading of the said message and documents, be postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, November 9, 1808.

Another member, to wit: Robert Jenkins, from Pennsylvania, appeared and took his seat in the House.



The House resumed the reading of the message from the President of the United States, and the accompanying documents, communicated to this House on the eighth instant, and went through the same.

On motion of Mr. Dawson, and seconded,

Ordered. That the said message and documents be referred to the committee of the whole House on the state of the union.

On motion of Mr. Newton, and seconded,

Ordered, That five thousand copies of the said message and documents, be printed for the use of the members of both Houses.

On motion of Mr. Willis Alston, and seconded, that the resolution of this House of the eighth instant, for the appointment of a chaplain to Congress on this day, be rescinded; and that this House will, to-morrow, at twelve o'clock, proceed, by ballot, to the appointment of the said chaplain on the part of this House.

And the question being taken thereupon,

It was resolved in the affirmative.

On motion of Mr. Rhea, (of Tennessee)

The House proceeded to consider the resolution proposed by him on the eighth instant, which lay on the table; and the same being twice read, was, on the question put thereupon, agreed to by the House, as followeth:

“Resolved, That the order hereto subjoined, be inserted among the rules and orders of this House.”

“Ordered. That a standing committee, to consist of one member from each state, the representatives or representative from which, may or shall attend, and to be styled “the Committee of the Post-office and Post-roads,” shall be appointed; whose duty it shall be to take into consideration all such matters and things touching the post-office and post-roads of the United States, as shall be presented, or shall or may come in question, and be referred to them by the House, and to report thereon; and also, to report such alterations

and amendments to the laws concerning the post-office and post-roads as may become necessary.

Ordered, That Mr. Rhea, (of Tennessee) Mr. Green, Mr. Chittenden, Mr. Davenport, Mr. Stanford, Mr. Calhoun, Mr. Troup, Mr. Desha, Mr. Whitehill, Mr. Newbold, Mr. Verplanck, Mr. Pugh, Mr. Storer, Mr. Jeremiah Morrow, Mr. Goldsborough, Mr. Nathan Wilson and Mr. Wilbour, be appointed a committee, pursuant to the said resolution,

And then the House adjourned until to-morrow morning, eleven o'clock.

**THURSDAY, November 10, 1808.**

Several other members, to wit: from Virginia, Wilson Cary Nicholas, and John Randolph; and from North Carolina, James Holland, appeared, and took their seats in the House.

A motion was made by Mr. Chittenden, and seconded, that the House do come to the following resolution:

**Resolved, That the act passed at the last session of Congress, intituled "An act laying an embargo on all ships and vessels in the ports and harbors of the United States," and the several acts supplementary and additional thereto, ought to be immediately repealed.**

On the question, that the House do now proceed to take the said proposed resolution into consideration,

**It was resolved in the affirmative,**

{	<b>Yeas 83.</b>
{	<b>Nays 9.</b>

**The yeas and nays being demanded by one fifth of the members present,**

**Those who voted in the affirmative, are**

**Lemuel J. Alston,  
Willis Alston, junior,  
David Bard,**

**Joseph Barker,  
Burwell Bassett,  
William Blackledge,**

John Blake, junior,  
 Robert Brown,  
 William A. Burwell,  
 William Butler,  
 George W. Campbell,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 John Culpeper,  
 John Davenport, junior,  
 John Dawson,  
 James Elliot,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Francis Gardner,  
 James M. Garnett,  
 Thomas Gholson, junior,  
 Charles Goldsborough,  
 Peterson Goodwyn,  
 Edwin Gray,  
 Isaiah L. Green,  
 John Harris,  
 John Heister,  
 Williams Helms,  
 William Hoge,  
 David Holmes,  
 Reuben Humphreys,  
 Daniel Hsley,  
 Robert Jenkins,  
 Walter Jones,  
 William Kirkpatrick,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Edward Lloyd,  
 John Love,  
 Nathaniel Macon,  
 Robert Marion,  
 William McCreery,  
 William Milnor,

Nicholas R. Moore,  
 Jeremiah Morrow,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Thomas Newbold,  
 Thomas Newton,  
 Timothy Pitkin, junior,  
 John Porter,  
 John Pugh,  
 Josiah Quincy,  
 John Rea, (*Pennsylvania*)  
 John Rea, (*Tennessee*)  
 Jacob Richards,  
 Samuel Riker,  
 John Russell,  
 Lemuel Sawyer,  
 Samuel Shaw,  
 James Sloan,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Benjamin Tallmadge,  
 John Taylor,  
 John Thompson,  
 Jabez Upham,  
 James I. Van Alen,  
 Archibald Van Horn,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour, and  
 Nathan Wilson.

Those who voted in the negative, are

William W. Bibb,  
 Thomas Blount,  
 Adam Boyd,  
 Joseph Calhoun,  
 John Clopton,

Joseph Desha,  
 Abram Trigg,  
 George M. Troup, and  
 Alexander Wilson.

The House, accordingly, proceeded to consider the said proposed resolution at the Clerk's table:

Whereupon,

A motion being made by Mr. Chittenden, and seconded, that the same be referred to a committee of the whole House; and the question taken thereupon,

It was resolved in the affirmative.

A motion was then made by Mr. Smilie, and seconded, that the said proposed resolution be the order of the day for Monday, the twenty-first of the present month.

And the question being taken thereupon,

It passed in the negative.

Another motion was made by Mr. Smilie, and seconded, that it be the order of the day for Thursday next.

An the question being put thereupon,

It passed in the negative.

Resolved, That the said proposed resolution be made the order of the day for Monday next.

On a motion made by Mr. Elliot, and seconded, that the House do come to the following resolution:

Resolved, That the Secretary of the Treasury be directed to lay before the House of Representatives, copies of all the instructions which have been transmitted by him to the collectors of the revenue, and other officers of the United States, in relation to the execution of the act laying an embargo upon all ships and vessels in the ports and harbors of the United States, and the several acts supplementary and additional thereto; and also, so far as practicable, the names and places of residence of such persons as have been detected in violating the embargo laws.

The said proposed resolution being read, was, on motion of Mr. George Washington Campbell, ordered to lie on the table.

On a motion made by Mr. Eppes, and seconded, that the House do come to the following resolutions:

Resolved, That from and after the                      day of  
next; all intercourse between the United  
States and Great Britain, its islands and dependen-  
cies, ought to cease and determine.

Resolved, That from and after the                      day of  
next, all intercourse between the United  
States and France, its islands and dependencies,  
ought to cease and determine.

Resolved, That provision ought to be made by  
law for arming and equipping for immediate service,  
thousand militia, in addition to the force  
already authorized by law.

And the said proposed resolutions being read, were,  
on motion of Mr. Eppes, ordered to be referred to the  
committee of the whole House, to whom was this  
day committed a resolution moved by Mr. Chitten-  
den, for a repeal of the acts laying an embargo on all  
ships and vessels in the ports and harbors of the  
United States.

On motion of Mr. Lewis, and seconded,

Ordered, That the memorial of sundry proprie-  
tors of lots in the city of Washington, relative to the  
subdivision of squares and lots in the said city, and  
admitting the same to record, presented the fourteenth  
of March, one thousand eight hundred and six, be re-  
ferred to the Committee for the District of Columbia.

Mr. Porter presented a memorial of sundry mer-  
chants of the city of Philadelphia, whose names are  
thereunto subscribed, praying that the memorialists  
may receive the benefits prescribed by an act passed  
on the tenth day of March last, intituled "An act for  
extending the terms of credit on revenue bonds in  
certain cases; and for other purposes," in the case of  
certain articles of merchandise imported into the port  
of Philadelphia, by the memorialists, since the pas-  
sage of the act therein mentioned.

The said memorial was read, and ordered to be re-  
ferred to the Committee of Commerce and Manufac-  
tures.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have proceeded to the appointment of a chaplain to Congress for the present session, on their part; and the reverend Mr. Elliott hath been duly elected: And then he withdrew.

The House then proceeded, by ballot, to the appointment of a chaplain to Congress, for the present session, on the part of this House; and upon examining the ballots, a majority of the votes of the whole House was found in favor of the reverend Obadiah B. Brown.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Southard presented a memorial of Stephen Sayre, of the state of New Jersey, praying that an additional compensation may be made to him for services heretofore performed by the memorialist in Europe, for and on behalf of the United States.

The said memorial being read, a motion was made by Mr. Southard, that the same be referred to the Committee of Claims.

And the question being put thereupon,

It passed in the negative.

On motion of Mr. Holmes,

Resolved, That the prayer of the said memorial be rejected.

Mr. Johnson presented a petition of John King, of Bracken county, in the state of Kentucky, praying that the pension allowed him by law, in consideration of a wound received whilst a soldier in the continental army during the revolutionary war with Great Britain, may be extended to the petitioner from the period at which his disability was incurred.

The said petition was read, and ordered to be referred to the Committee of Claims.

Mr. Poindexter presented a petition of Moses Miles and Wilson Mercer, of Wilkinson county, in the Mississippi territory, praying that a title in fee

simple, for a certain tract of land in the said territory, may be granted to the petitioners for the reasons therein specified; or that such other relief may be afforded in the premises as to the wisdom of Congress shall seem meet.

Mr. Poindexter also presented a petition of Abram Ellis, a citizen of the Mississippi territory, praying that the title to a certain tract of land in the said territory may be confirmed to the petitioner; also, that such sum or sums of money as have been paid towards securing the said tract of land, may be refunded to him.

The said petitions were read, and ordered to be referred to the Committee on the Public Lands.

On motion of Mr. Wilbour, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be directed to inquire into the expediency of establishing a post-road from the town of Newport, in the state of Rhode Island, to pass from thence over the new stone bridge to Tiverton, in the said state; thence to Taunton, in the state of Massachusetts.

And then the House adjourned until to-morrow morning, eleven o'clock.

FRIDAY, November 11, 1808.

Two other members, to wit: from Massachusetts, Samuel Taggart; and from Maryland, John Campbell, appeared, and took their seats in the House.

A new member, to wit: Richard S. Jackson, returned to serve in this House, as a member for the state of Rhode Island, in the room of Nehemiah Knight, deceased, appeared, produced his credentials, and took his seat in the House; the oath to support the constitution of the United States, being first administered to him by Mr. Speaker, according to law.

On motion of Mr. Swart, and seconded,

Resolved, That the Committee on Post-offices and Post-roads, be instructed to inquire into the expedi-

ency of establishing a post-road from the village of Hamilton, to the glass manufactory ; from thence through Guilderland and Bern, to the Schoharie court house ; from thence through Middleburgh, Cobel's kiln, and Worcester, to Collier's, on the Susquehanna, in the state of New York ; and that they have leave to report by bill, or otherwise.

On motion of Mr. Van Rensselaer, and seconded,  
Ordered, That the petition of Andries Van Patten, of the state of New York, presented on the twenty-eighth of December last, and praying compensation for sundry supplies furnished by the petitioner for the workmen at the garrison on Niagara, be referred to the Committee of Claims.

On motion of Mr. Blackledge, and seconded,  
Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Trenton, in Jones county, by Duplin court house, to Fayetteville, in North Carolina.

Mr. Eppes presented petitions of sundry inhabitants of the state of Virginia, whose names are thereunto subscribed, respectively praying the establishment of a new post-road from the town of Petersburg, by Southall's store, Mansfield, Dennis's, Burk's old store, and Clark's store, to Prince Edward court house, in the said state.

The said petitions were read, and ordered to be referred to the Committee on Post-offices and Post-roads.

On motion of Mr. Desha, and seconded,  
Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Kenhawa court house, in the state of Virginia, by the mouth of Big Sandy, Greenup court house, and Lewis court house, to Washington, in the state of Kentucky.

On motion of Mr. Durell, and seconded,  
Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expedi-



ency of establishing a Post-road from Portsmouth, in New-Hampshire, through Durham, Northwood, and Epsom, to Concord, in said state.

On motion of Mr. Burwell, and seconded,

Resolved, That the President of the United States be requested to lay before this House, copies of any act or acts of the parliament of Great Britain, carrying the orders of the eleventh of November, one thousand eight hundred and seven, into effect; and also an act placing the commerce of America in English ports, upon the footing of the most favoured nation.

On motion of Mr. Cook, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Warren, through Union, to Hope, in the district of Maine.

On motion of Mr. John G. Jackson, and seconded, that the House do come to the following resolutions:

Resolved, That provision ought to be made by law for more effectually carrying into execution the several embargo laws.

Resolved, That no vessel shall be allowed to depart from one port to another of the United States, that does not, with her cargo, wholly belong to a citizen or citizens of the United States, and be navigated solely by citizens thereof.

The said proposed resolutions were read, and ordered to be referred to the committee of the whole House, to whom were yesterday committed the resolutions moved by Mr. Chittenden and Mr. Eppes, relative to a repeal of the laws laying an embargo on ships and vessels in the ports and harbours of the United States, and to a discontinuance of all intercourse with Great Britain and France, their islands and dependencies.

The House, according to the standing order of the day, resolved itself into a committee of the whole

House on the state of the union ; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Macon reported, that the committee had, according to order, had the state of the union under consideration, and come to several resolutions thereupon, which he delivered in at the Clerk's table, where the same were read, as follow :

1. Resolved, That so much of the message of the President of the United States, as respects our relations with foreign powers, be referred to a select committee.

2. Resolved, That so much of the message of the President of the United States, as relates to the erection of fortifications for the security of our sea-port towns and harbors, be referred to a select committee.

3. Resolved, That so much of the message of the President of the United States, as relates to the military and naval establishments, be referred to a select committee.

4. Resolved, That so much of the message of the President of the United States, as relates to revising and improving the militia system of the United States, be referred to a select committee.

5. Resolved, That so much of the message of the President of the United States, as relates to the disposition of the surplusses of our revenue in the improvement of roads, canals, rivers and education, be referred to a select committee.

6. Resolved, That so much of the message of the President of the United States, as relates to encouraging and promoting internal manufactures, be referred to the Committee of Commerce and Manufactures.

7. Resolved, That so much of the message of the President of the United States, as relates to our finances, be referred to the Committee of Ways and Means.

The House proceeded to consider the said resolutions at the Clerk's table ; and the same being again

read, were, on the question severally put thereupon, agreed to by the House.

Ordered, That Mr. George Washington Campbell, Mr. Nicholas, Mr. Mumford, Mr. Fisk, Mr. Champion, Mr. John Montgomery, Mr. Bacon, Mr. Taylor, and Mr. Porter, be appointed a committee, pursuant to the first resolution.

Ordered, That Mr. Blount, Mr. Burwell, Mr. Cook, Mr. Goldsborough, Mr. Riker, Mr. Jedediah K. Smith, and Mr. Troup, be appointed a committee, pursuant to the second resolution.

Ordered, That Mr. Nelson, Mr. Dawson, Mr. Tallmadge, Mr. Howard, Mr. Storer, Mr. Butler, and Mr. Shaw, be appointed a committee, pursuant to the third resolution.

Ordered, That Mr. Macon, Mr. Clay, Mr. Findley, Mr. Durell, Mr. Cutts, Mr. Sturges, and Mr. Johnson, be appointed a committee, pursuant to the fourth resolution.

Ordered, That Mr. Randolph, Mr. Quincy, Mr. Brown, Mr. Kirkpatrick, Mr. Lambert, Mr. Sawyer, and Mr. Desha, be appointed a committee, pursuant to the fifth resolution.

On motion of Mr. Burwell, and seconded,

The House proceeded to consider a resolution proposed by him, and this day agreed to: Whereupon,

Resolved, that the said resolution be rescinded.

A motion was then made by Mr. Burwell, and seconded, that the House do come to the following resolution:

Resolved, That the President of the United States be requested to lay before this House, copies of all acts, decrees, orders and proclamations affecting the commercial rights of neutral nations issued or enacted by Great Britain and France, or any other belligerent power, since the year one thousand seven hundred and ninety one; and also, an act placing the commerce of America in English ports upon the footing of the most favored nation.

And on the question, that the House do agree thereto,  
It was resolved in the affirmative.

Ordered, That Mr. Burwell and Mr. Cutts be appointed a committee to present the foregoing resolution to the President of the United States.

On motion of Mr. Livermore, and seconded,

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire into the expediency of rebuilding two light-houses on Plumb Island, at the mouth of Merrimack river, in the state of Massachusetts; and that they report by bill, or otherwise.

And then the House adjourned until Monday morning, eleven o'clock.

MONDAY, November 14, 1808.

Several other members, to wit: from New York, Josiah Masters; from Maryland, Philip B. Key; and from North-Carolina, Thomas Kenan, appeared, and took their seats in the House.

On motion of Mr. Elliot, and seconded,

The House proceeded to consider the resolution proposed by him on the tenth instant, which lay on the table; and the same being again read, was, on the question put thereupon, agreed to by the House, as followeth:

Resolved, That the Secretary of the Treasury be directed to lay before the House of Representatives, copies of all the instructions which have been transmitted by him to the collectors of the revenue and other officers of the United States, in relation to the execution of the act laying an embargo upon all ships and vessels in the ports and harbours of the United States, and the several acts supplementary and additional thereto; and also, so far as practicable, the names and places of residence of such persons as have been detected in violating the embargo laws.

Mr. Marion presented a memorial of the company for opening the navigation of the Catawba and Wa-

teree rivers in the state of South-Carolina, signed by J. F. Grimke, their president, praying the aid and patronage of Congress to enable the said company to carry the object therein mentioned into effect.

The said memorial was read, and ordered to be referred to Mr. Marion, Mr. Trigg, Mr. Mosely, Mr. Jenkins, and Mr. Gardner, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

On motion of Mr. Holmes, and seconded,

Ordered, That the petition of Augustine Serry, presented on the twelfth of April last, be referred to the Committee of Claims.

On motion of Mr. Newton, and seconded,

Resolved, that the committee appointed on so much of the message of the President of the United States, as relates to the military and naval establishments, be instructed to inquire into the expediency of authorizing the President of the United States to employ such an additional number of seamen, not exceeding \_\_\_\_\_ as, in his opinion, the public service may require; and that the committee have leave to report by bill, or otherwise.

Mr. Burwell, from the committee appointed on the eleventh instant, to present to the President of the United States, a resolution of this House, requesting copies of all acts, decrees, orders and proclamations affecting the commercial rights of neutral nations, made or entered into by Great Britain and France, or any of the belligerent powers, since the year one thousand seven hundred and ninety-one, reported, that the committee had, according to order, performed that service; and that the President signified to them, he would communicate the information desired by the House, as soon as it could possibly be prepared by the proper department.

On motion of Mr. Bacon, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of providing by law for the transportation of the

message of the President of the United States of, the eighth instant, and the documents accompanying the same, by mail, free of postage.

On a motion made by Mr. Rhea (of Tennessee) that the House do come to the following resolution:

Resolved, That every pension or arrearages of pension due, or that hereafter may become due to any officer or soldier of the United States, and who doth reside in any of the United States, or the territories thereof, in which there hath not been established a commissioner of loans, or in which there may not be any resident attending commissioner of loans, shall be paid by the Secretary of the Treasury, at the city of Washington, on application of the party interested, conformably to the rules and instructions provided by law for the payment of pensions or arrearages of pensions by a commissioner of loans.

The said proposed resolution being read, was, on motion of Mr. Rhea (of Tennessee) and seconded; ordered to be referred to the Committee of Claims.

Mr. Poindexter presented a petition of sundry inhabitants of the Mississippi territory, whose names are thereunto subscribed, and of Daniel Harrigil, of the said territory, respectively praying that the title to lands in that territory may be confirmed to the petitioners in fee-simple; and that farther time may be allowed for the payment of the instalments which have or may become due thereon.

The said petitions were read, and ordered to be severally referred to the Committee on the Public Lands.

On motion of Mr. Johnson, and seconded,

Ordered, That the petition of sundry inhabitants of Knox county, in the state of Kentucky, presented on the twenty-seventh of January, one thousand eight hundred and seven, be referred to the Committee of Claims.

On motion of Mr. Milnor, and seconded,

Ordered, That the petition of James Cooper, junior, presented the twenty-eighth of December, one thousand eight hundred and seven, be referred to the Committee of Commerce and Manufactures.

On motion of Mr. Howard, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the propriety of establishing a post-road from Charlestown, in Virginia, to Mount Sterling, in Kentucky, pursuing the route which passes by the mouth of Big Sandy river.

On motion of Mr. Rhea (of Tennessee) and seconded,

Resolved, That the Committee on Post-offices and Post-roads do inquire into the expediency of establishing a post-road from Jonesborough, in the state of Tennessee, by Elizabethton, to Ash court-house, in the state of North Carolina; and of discontinuing so much of the post-route from Knoxville to Sullivan court-house, as passes from Jonesborough to Sullivan court-house, by Elizabethton, above-mentioned; and of continuing the aforesaid route directly from Jonesborough to Sullivan court-house in the state of Tennessee.

On motion of Mr. Rhea (of Tennessee) and seconded,

Resolved, That the Committee on Public Lands do inquire into the expediency of laying off and describing by certain metes and bounds, a tract of country to which the Indian title hath been extinguished within the limits of Louisiana, and to include all the settlements within the said territory; and of having the said tract of country laid off into townships and sections, half and quarter sections, agreeably to the several laws heretofore made for surveying the public lands of the United States; and also, to inquire into the expediency of granting one quarter of a section to every free male white person who now resides thereon,

or who will, within                      years, actually improve and reside thereon.

On motion of Mr. Rhea, (of Tennessee). and seconded.

Resolved, That the Committee on Public Lands do inquire into the expediency of laying off and describing by certain metes and bounds, a tract of country to which there is no existing Indian title, within the limits of the territory of Orleans; and to include all the settlements on the west side of the river Mississippi within the said territory; and of having the said tract of country laid off into townships and sections, half and quarter sections, agreeably to the several laws heretofore made for surveying the public lands of the United States; and also, to inquire into the expediency of granting one quarter of a section to every free male white person who now resides thereon, or who will, within                      years, actually improve and reside thereon.

Mr. Barker presented a petition of Hannah Thomas, and John Thomas, of Kingston, in the state of Massachusetts, praying, for the reasons therein specified, that an additional compensation may be granted to the petitioners, for the value of a tract or parcel of land, situated on a point, usually called the "Gurnet," which was purchased on behalf of the United States, for the purpose of erecting a light-house, and building a fort thereon.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

On motion of Mr. Blackledge, and seconded,

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire into the expediency of authorizing the President of the United States to employ an additional number of revenue cutters; and that they report thereon by bill, or otherwise.



On motion of Mr. Riker, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of extending the southern post-road on Long Island, in the state of New York, from Sagg Harbour to East Hampton.

On motion of Mr. Tallmadge, and seconded,

Ordered, That the petition of Daniel Cotton, of the city of New York, presented the thirty-first of December, one thousand eight hundred and six, be referred to the Committee of Claims.

On motion of Mr. Mumford, and seconded,

Ordered, That the petition of Isaac Clason, of the city of New York, presented the fifth of January, one thousand eight hundred and seven, be referred to the Committee of Commerce and Manufactures.

On motion of Mr. John G. Jackson, and seconded,

Ordered, That the petition of John Carmichael, of the state of Pennsylvania, presented on the fourteenth of January, one thousand eight hundred and seven, be referred to the Committee of Claims.

On a motion made by Mr. Mumford, and seconded, that the House do come to the following resolution:

Resolved, That the act laying an embargo on all the ships and vessels in the ports and harbors of the United States, and the several acts supplementary thereto, be repealed, so far as to allow the ships and vessels of the United States to depart with their cargoes for those countries not subject to the decrees of France, or those subject to the British orders in council.

The said proposed resolution was read, and ordered to be referred to the committee of the whole House, to whom was committed, on the tenth instant, a resolution moved by Mr. Chittenden for a repeal of the several acts laying an embargo on all ships and vessels in the ports and harbors of the United States.

The Speaker laid before the House, a letter from the Speaker of the House of Representatives of the

Indiana territory, inclosing several resolutions of the said House of Representatives, submitting to the consideration of Congress, certain propositions which they pray may be adopted for the convenience and benefit of the inhabitants of that territory.

The said letter and resolutions were read, and ordered to lie on the table.

On motion of Mr. Van Alen, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from the city of Hudson to the village of New Lebanon, in the state of New York.

The order of the day was farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

**TUESDAY, November 15, 1808.**

Another member, to wit: James Kelly, from Pennsylvania, appeared, and took his seat in the House.

On motion of Mr. Gardner, and seconded,

Ordered, That the petition of Abner Gage, of the state of New Hampshire, presented on the eighth of February last, be referred to the Committee of Claims.

On motion of Mr. Sawyer, and seconded, that the House do come to the following resolution:

Resolved, That it is expedient for the United States to open a communication and trade with the West-India islands, generally..

The said proposed resolution was read, and ordered to be referred to the committee of the whole House, to whom was committed, on the tenth instant, a resolution moved by Mr. Chittenden, for a repeal of the several laws laying an embargo on all ships and vessels in the ports and harbors of the United States.

Mr. Gholson presented a petition of James Quarles, of the county of Brunswick, in the state of Virginia, praying relief, in consideration of a wound received whilst a soldier in the continental army, during the revolutionary war with Great Britain, which has rendered him incapable of obtaining a livelihood by labor.

The said petition was received, and ordered to be referred to the Committee of Claims.

Mr. Clopton, from the Committee of Revisal and Unfinished Business, to whom it was referred to examine the journal of the last session, and report therefrom such matters of business as were then depending, made a report, in part, thereupon, which was read and ordered to lie on the table.

On motion of Mr. Fisk, and seconded,

Resolved, That a committee be appointed to inquire into the expediency of altering the times and places for holding the circuit and district courts of the United States in the district of Vermont; and that they report thereon by bill, or otherwise.

Ordered, That Mr. Fisk, Mr. Samuel Smith, and Mr. Gray, be appointed a committee pursuant to the said resolution.

On motion of Mr. John Montgomery, and seconded,

Resolved, That a committee be appointed to inquire if any, and what compensation ought to be made to captain Pike, and his companions, for their services in exploring the Mississippi river, in their late expedition to the sources of the Osage, Arkensaw and La Platé rivers, together with their tour through New Spain; and that they have leave to report by bill, or otherwise.

Ordered, That Mr. John Montgomery, Mr. David R. Williams, Mr. John G. Jackson, Mr. Livermore and Mr. Helms, be appointed a committee pursuant to the said resolution.

Mr. Rhea, (of Tennessee) from the Committee on Post-offices and Post-roads, presented, according to order, a bill to authorize the transportation, by mail, free of postage, of a certain message of the President of the United States, and documents accompanying the same, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be engrossed, and read the third time, to-day.

On motion of Mr. Lloyd, and seconded,

Ordered, That the petition of sundry inhabitants of Queen Ann's county, in the state of Maryland, presented on the tenth of February last, be referred to the Committee on Post-offices and Post-roads.

On motion of Mr. Poindexter, and seconded,

Resolved, That a select committee be appointed to inquire into the expediency of repealing so much of the ordinance for the government of the several territories of the United States, as authorizes the governors of said territories, respectively, to prorogue and dissolve the general assembly.

Ordered, That Mr. Poindexter, Mr. Holland, Mr. John Smith, Mr. Kelly and Mr. Deane, be appointed a committee, pursuant to the said resolution.

The order of the day was farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, November 16, 1808.

Another member, to wit: Roger Nelson, from Maryland, appeared, and took his seat in the House.

A new member, to wit: Benjamin Say, returned to serve in this House as a member for the state of Pennsylvania, in the room of Joseph Clay, who hath resigned his seat, appeared, produced his credentials, and took his seat in the House; the oath to support

the constitution of the United States being first administered to him by Mr. Speaker, according to law.

Mr. M'Creery presented a petition of thirty-six citizens of the United States, whose names are thereunto subscribed, now confined at Carthagen, in South America, under sentence of slavery, stating the peculiar hardships to which they have been, and are now exposed; and praying that Congress will take the premises into consideration, and afford such relief therein, as to their wisdom and justice shall seem meet.

The said petition was read, and together with the documents accompanying the same, ordered to be referred to Mr. M'Creery, Mr. Love, Mr. Franklin, Mr. Daniel Montgomery, junior, and Mr. Thompson, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

On motion of Mr. Van Horn, and seconded,

Ordered, That the petition of sundry inhabitants of the city of Washington, presented on the tenth of November, one thousand eight hundred and seven, be referred to the Committee for the District of Columbia.

Mr. Verplanck presented a memorial of sundry freeholders and electors of the county of Dutchess, in the state of New-York, signed by order and in behalf of the meeting, by Isaac Smith, their chairman, and attested by Jonathan Haight, their secretary, praying for the reasons therein enumerated, a repeal of the several acts laying an embargo on all ships and vessels in the ports and harbors of the United States.

The said memorial was read, and ordered to be referred to the committee of the whole House, to whom was committed, on the tenth instant, a resolution moved by Mr. Chittenden, to the same effect.

On motion of Mr. Jeremiah Morrow, and seconded,

Ordered, That the petitions of sundry inhabitants of the state of Ohio, and of several members of the

legislature of the said state, presented on the twelfth of February, one thousand eight hundred and seven, the fourth and sixth of November, one thousand eight hundred and seven, the seventh of January, nineteenth of February, and seventh of March, one thousand eight hundred and eight, be referred to the Committee on Post offices and Post-roads.

On a motion made, and leave given by the House,

Mr. Poindexter, from the committee appointed on the fifteenth instant, presented, according to order, a bill concerning the power of territorial governors, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

An engrossed bill to authorize the transportation of a certain message of the President of the United States, and documents accompanying the same, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act to authorize the transportation of a certain message of the President of the United States, and documents accompanying the same."

Ordered, that the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

On motion of Mr. Blackledge, and seconded,

Ordered, That the petitions and memorial of sundry inhabitants of the towns of Washington, Plymouth, Edenon and Newbern, in the state of North Carolina, presented on the twenty-fourth of February one thousand eight hundred and seven, the twenty-second, and twenty-eighth of December, one thousand eight hundred and seven, the twenty-seventh of January, and twentieth of February last, be referred to the Committee on Post-offices and Post-roads.

On motion of Mr. Ely, and seconded,

Ordered, That the petitions of sundry inhabitants of Granville, of the counties of Hampshire and Berk-

shire, in the state of Massachusetts, presented on the eleventh of December, one thousand eight hundred and seven, and sixth of January last, be referred to the Committee on Post-offices and Post roads.

On a motion made by Mr. Chittenden, and seconded, that the House do now, according to the order of the day, resolve itself into a committee of the whole House, on a resolution moved by him, relative to a repeal of the several acts laying an embargo on all ships and vessels in the ports and harbors of the United States : Whereupon,

It was moved by Mr. Smilie, that the committee of the whole House be discharged from the consideration thereof ; and that the said proposed resolution be referred to a select committee.

And Mr. Speaker having decided that the said motion was not in order,

The question was taken on the motion for the House to resolve itself into a committee of the whole House, on the subject matter of the said proposed resolution,

And passed in the negative.

On motion of Mr. Randolph, and seconded, that the House do come to the following resolution :

Resolved, That provision ought to be made by law, for sending, free of postage, to and from members of Congress, all papers and documents touching the public service of the United States, or of any state or territory thereof.

And the same being twice read, was, on the question put thereupon, agreed to by the House.

Ordered, That the said resolution be referred to the Committee on Post-offices and Post roads.

On a motion made by Mr. Cook, and seconded, that the House do come to the following resolution :

Resolved, That the citizens of the United States be authorized, by law, to arm and equip their merchant vessels for the purpose of defending them

against French and British cruizers, who may molest or attack them when bound to any port or place not actually invested or blockaded.

The said proposed resolution was read, and ordered to be referred to the committee of the whole House, to whom was committed, on the tenth instant, a resolution moved by Mr. Chittenden, for a repeal of the several laws laying an embargo on all ships and vessels in the ports and harbors of the United States.

On motion of Mr. Whitehill, and seconded,

Ordered, That the petition of John Heap, of Shippenburg, in the state of Pennsylvania, presented on the twelfth of April last, be referred to the Committee of Claims.

On motion of Mr. John G. Jackson, and seconded,

Ordered, That the petition of Nathaniel Irish, presented on the thirteenth of December, one thousand eight hundred and five, be referred to the Committee of Claims.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have passed a resolution for the appointment of a joint committee for inrolled bills, and Mr. Thruston has been chosen of the said committee on their part : And then he withdrew.

The House proceeded to consider the foregoing resolution of the Senate : Whereupon,

Resolved, That this House do agree to the same ; and that Mr. John G. Jackson and Mr. Van Alen be appointed of the said committee, on the part of this House.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On motion of Mr. Love, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be directed to inquire into the expediency of establishing a post-route from New Baltimore, in



Fauquier county, to Gibson's store, in the same county, in Virginia.

On motion of Mr. Desha, and seconded,

Ordered, That the petition of John N. Stout, of the state of Kentucky, presented on the ninth of January last, be referred to the Committee of Claims.

On motion of Mr. Willis Alston, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be requested to inquire into the expediency of establishing a post-route from Halifax, in North Carolina, by Bryan's cross roads, Granbury's cross roads, and Clarke's store, to Windsor; and for discontinuing the one from Scotland-neck, by Granbury's cross roads and Clarke's store, to Windsor.

Mr. Ilsley presented a petition of the president and directors of the Maine bank, at Portland, in the district of Maine, praying, for the reasons therein specified, that a new register may be granted for the ship Thomas, now at the port of Baltimore, in the state of Maryland, two-thirds of which vessel having been conveyed to the petitioners as a collateral security for monies due at the said bank, by Thomas Webster, of the town of Portland, aforesaid.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

On motion of Mr. John G. Jackson, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be directed to inquire into the expediency of establishing a post-road from Harrison court-house, to Mason court house, in Virginia; and also, into the expediency of carrying the mail from Morgantown to Clarksburg, by Hill's ferry.

The order of the day was farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, November 17, 1808.

Another member, to wit: Dennis Smelt, from Georgia, appeared, and took his seat in the House.

On motion of Mr. Gardner, and seconded,

Ordered, That the petition of sundry inhabitants of Charlestown, in the state of New Hampshire, presented on the twenty-fourth of November, one thousand eight hundred and seven, be referred to the Committee on Post-offices and Post roads.

On motion of Mr. Richard Jackson, junior, and seconded,

Ordered, That the petition of sundry inhabitants of Providence, in the state of Rhode Island, presented on the thirtieth of December, one thousand eight hundred and seven, be referred to the Committee on Post-offices and Post-roads.

On motion of Mr. Southard, and seconded,

Ordered, That the petition of sundry inhabitants of the counties of Essex and Bergen, in the state of New Jersey, be referred to the Committee on Post-offices and Post-roads.

Mr. Livermore presented petitions of sundry inhabitants of Newburyport, and several other towns in the state of Massachusetts, whose names are thereunto subscribed, praying, for the reasons therein specified, that the several acts for laying an embargo on all ships and vessels in the ports and harbours of the United States, may be repealed; or such other relief afforded to the petitioners in the present state of the relations of the United States with foreign powers, as to the wisdom and justice of Congress shall seem meet.

The said petition was read, and ordered to be referred to the committee of the whole House on a resolution proposed by Mr. Chittenden, on the tenth instant.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have passed the bill, intituled " An act to authorize the transportation of a certain message of the President of the United States, and documents accompanying the same," without amendment : And then he withdrew.

On motion of Mr. Clopton, and seconded,

Ordered, That the petition of sundry inhabitants of Hanover county, in the state of Virginia, presented on the eighteenth of November, one thousand eight hundred and seven, be referred to the Committee on Post-offices and Post-roads.

On motion of Mr. Livermore, and seconded,

Resolved, That the Committee on Post-offices and Post-roads, be instructed to inquire into the expediency of establishing a post-road from Boston to Newburyport, in the state of Massachusetts, over the Newburyport turnpike ; and from said Newburyport to Exeter, in the state of New Hampshire.

On motion of Mr. Chittenden, and seconded,

Ordered, That the petitions of sundry inhabitants of Middlebury, and of the towns of Poultney, Castleton, Hubberton, and Sudbury, in the state of Vermont, presented on the seventeenth of December, one thousand eight hundred and six, and thirty-first of January, one thousand eight hundred and seven, be referred to the Committee on Post-offices and Post-roads.

On a motion made by Mr. Macon, and seconded, that the House do come to the following resolutions :

1. Resolved, That the committee appointed on that part of the President's message which relates to our foreign relations, be instructed to inquire into the expediency of excluding by law from the ports, harbours and waters of the United States, all armed ships and vessels belonging to any of the belligerent powers, having in force orders or decrees violating the lawful commerce of the United States, as a neutral nation.

2. Resolved, That the same committee be instructed to inquire into the expediency of prohibiting, by law, the admission into the ports, harbours and waters of the United States, of any ships or vessels belonging to, or coming from any place in the possession of any of the above mentioned powers, and also the importation of any goods, wares or merchandise the growth, produce or manufacture of the dominions of any of the said powers.

3. Resolved, That the same committee be instructed to inquire into the expediency of amending the act laying an embargo, and the several acts supplemental and additional thereto.

The House proceeded to consider the said proposed resolutions ; and the same being twice read, the first and second of the said resolutions, were, on the question put thereupon, agreed to by the House.

On motion of Mr. Macon,

Ordered, That the third proposed resolution do lie on the table.

Mr. Say presented a petition of John Bishop, James Clement and Thomas Sparks, of the city of Philadelphia, praying, for the reasons therein specified, that such duty may be imposed, by law, on shot imported from foreign countries, as may effectually encourage the manufacture of that article within the United States.

Mr. Say also presented a memorial of Archibald McCall, of the city of Philadelphia, praying, for the reasons therein specified, an extension of the time in which the oath shall be taken, and the bonds given in cases of goods exported entitled to drawback ; and that the petitioner may be allowed the benefit of drawback on a certain chest of tea exported in the ship Abigail, from the port of Philadelphia, some time in the year one thousand eight hundred and five.

Mr. Say also presented a petition of Jacob Ritter, junior, of the city of Philadelphia, praying that he may receive the allowance of drawback on a quantity

of sugar shipped on board the ship Fair American, for Amsterdam, some time in the year one thousand eight hundred and six.

The said petitions and memorial were read, and ordered to be severally referred to the Committee of Commerce and Manufactures.

On motion of Mr. Chittenden, and seconded,

That the House do now, according to the order of the day, resolve itself into a committee of the whole House, on a resolution moved on the tenth instant, relative to a repeal of the several acts laying an embargo on all ships and vessels in the ports and harbors of the United States ;

And the question being taken thereupon,

It passed in the negative,	{ Yeas 56.
	{ Nays 58.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Lemuel J. Alston,  
Burwell Bassett,  
William Blackledge,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
Matthew Clay,  
John Clopton,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
James Elliot,  
William Ely,  
Charles Goldsborough,  
Edwin Gray,  
John Harris,  
John Heister,  
William Hoge,  
Richard S. Jackson,  
Robert Jenkins,  
James Kelly,

John Lambert,  
Joseph Lewis, junior,  
Edward St. Loe Livermore,  
Edward Lloyd,  
Nathaniel Macon,  
Robert Marion,  
Josiah Masters,  
William Milnor,  
Daniel Montgomery, junior,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Thomas Newbold,  
Timothy Pitkin, junior,  
Josiah Quincy,  
John Randolph,  
Matthias Richards,  
Samuel Riker,  
John Russell,  
James Sloan,  
Dennis Smelt,  
Jedediah K. Smith,

John Smith,  
Samuel Smith,  
Richard Stanford,  
William Stedman,  
Lewis B. Sturges,  
Peter Swart,  
Samuel Taggart,

John Taylor,  
Jabez Upham,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Isaac Wilbour,  
David R. Williams, and  
Nathan Wilson.

Those who voted in the negative, are

Willis Alston, junior,  
Ezekiel Bacon,  
Joseph Barker,  
William W. Bibb,  
Thomas Blount,  
Adam Boyd,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Richard Cutts,  
John Dawson,  
Joseph Desha,  
Daniel M. Durell,  
John W. Eppes,  
William Findley,  
Meshack Franklin,  
James M. Garnett,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
William Helms,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Hsley,  
Richard M. Johnson,

Walter Jones,  
William Kirkpatrick,  
John Love,  
William M'Creery,  
John Montgomery,  
Nicholas R. Moore,  
Jeremiah Morrow,  
John Morrow,  
Roger Nelson,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Pugh,  
John Rea, (*Pennsylvania*),  
John Rhea, (*Tennessee*),  
Jacob Richards,  
Benjamin Say,  
Ebenezer Seaver,  
Samuel Shaw,  
John Smilie,  
Henry Southard,  
Clement Stores,  
John Thompson,  
Abram Trigg,  
George M. Troup,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill, and  
Alexander Wilson.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined an inrolled bill, intituled "An act to authorize the transportation of a certain message of the President of the United States, and documents accompanying the same," and had found the same to be truly inrolled: Whereupon,

Mr. Speaker signed the said enrolled bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

FRIDAY, November 18, 1808.

Mr. Holmes, from the Committee of Claims, to whom was referred on the fourteenth instant, the petition of sundry inhabitants of Knox county, in the state of Kentucky, presented the twenty-seventh of January, one thousand eight hundred and seven, made a report thereon, which was read, and ordered to be referred to a committee of the whole House, on Monday next.

Mr. Howard presented a memorial of Margaret Lapsley, widow and administratrix of Samuel Lapsley, deceased, praying the renewal and payment of certain certificates of public debt, the property of the deceased, which were casually lost some time in the year one thousand seven hundred and eight-six.

Mr. Howard also presented a petition of William Boyce, praying to be allowed the commutation of half pay due for his services as a lieutenant in the continental army, during the revolutionary war with Great Britain.

The said memorial and petition were read, and ordered to be severally referred to the Committee of Claims.

Mr. Jeremiah Morrow presented two petitions of sundry inhabitants of the state of Ohio, whose names are thereunto subscribed, respectively praying a remission of the forfeitures of interest on instalments due or to become due for lands of the United States purchased by the petitioners, which have been, or may be incurred, and an extension of the time for

completing the payment of the purchase money for the lands aforesaid.

The said petitions were read, and ordered to be severally referred to the Committee on the Public Lands.

Mr. Lewis presented a petition of the vestry of the Episcopal church in the town of Alexandria, praying that a law may be passed, authorizing the petitioners to raise, by way of lottery, the sum of twelve thousand dollars, for the purpose of building a new church, and the purchase of a burial ground within the said town, or its vicinity.

The said petition was read, and ordered to be referred to the Committee for the district of Columbia.

The Speaker laid before the House, a letter from the president of the legislative council of the Indiana territory, inclosing a report of a committee of the house of representatives of the said territory, adopted by the said house ; also, the copy of a petition from sundry inhabitants of that territory, in opposition to the admission of slavery or involuntary servitude within the same.

The said letter and papers were read and ordered to lie on the table.

The Speaker laid before the House, certain resolutions of the legislative council of the Indiana territory, relative to the election of members of the said council by citizens of the said territory entitled to vote for representatives to the general assembly of that territory ; and that the continuance in office of the members of the council shall be for the term of four years, only.

The said resolutions were read, and ordered to lie on the table.

The Speaker laid before the House, a certificate from the legislative council and house of representatives of the said territory of the election of Jesse B. Thomas, to serve in this House as the delegate in Congress for the said territory, in the room of Benjamin Parke, who hath resigned his seat, which was



read, and ordered to be referred to the Committee of Elections.

Mr. Holmes, from the Committee of Claims, to whom was referred, on the fourteenth instant, the petition of Daniel Cotton, of the city of New-York, presented on the thirty-first of December, one thousand eight hundred and six, made a report thereon, which was read and ordered to be referred to a committee of the whole House, on Tuesday next.

Mr. Rhea (of Tennessee) from the Committee on Post-offices and Post-roads, presented, according to order, a bill to authorize the conveyance of certain papers and documents, by the mail, free of postage, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be engrossed, and read the third time, on Monday next.

On motion of Mr. Durell, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of discontinuing the post-road from Portsmouth, in New Hampshire, through Dover, Rochester, and Moultonborough, to Plymouth; and from Plymouth to Portsmouth, by New Holderness, Meredith, Gilmanton, Nottingham, and Durham; and of establishing, instead thereof, a post-road from said Portsmouth, by Dover, Rochester, Ossipee, and Moultonborough, to Plymouth; and from Plymouth to Portsmouth, by Center Harbour, Wolfeborough, the dock in Farmington and Dover; the post to go and return on said routes alternately; and, also, of establishing a post-road from Dover, by Barrington, Gilmanton, and Meredith, to Plymouth.

Mr. Say presented the petitions of John Løhman and John Duteil, of the state of Pennsylvania, respectively praying to be placed on the list of pensioners of the United States, in consideration of military services rendered, and personal injuries sustained

in the continental army, during the revolutionary war with Great Britain.

The said petitions were read, and ordered to be severally referred to the Committee of Claims.

On motion of Mr. Johnson, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be directed to inquire into the expediency of establishing a post-road from the town of Paris, in the county of Bourbon, to Cynthianna, in the county of Harrison, in the state of Kentucky.

Mr. Cutts presented a petition of Ephraim Clark, of the county of York, and state of Massachusetts, praying compensation for services rendered, and injuries received, whilst a mariner on board the American frigate Alliance, and his subsequent captivity by the enemy, during the revolutionary war with Great Britain.

Mr. Gholson presented a petition of Amey Dardin, of the county of Mecklenburg, in the state of Virginia, widow and relict of David Dardin, deceased, praying compensation for the value of a horse called Romulus, which was impressed into the service of the continental army, during the revolutionary war with Great Britain.

The said petitions were read, and severally referred to the Committee of Claims.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill concerning the powers of territorial governors; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Helms reported, that the committee had, according to order, had the said bill under consideration, and made some progress therein.

On the question, that the committee of the whole House have leave to sit again on the said bill,

It passed in the negative.

A motion was then made by Mr. Troup, and seconded, that the farther consideration thereof be postponed *indefinitely*.



Daniel M. Durell,  
 James Elliot,  
 John W. Eppes,  
 James Fisk,  
 Meshack Franklin,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Harris,  
 William Helms,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Daniel Isley,  
 Richard M. Johnson,  
 Nathaniel Macon,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Jeremiah Morrow,  
 John Morrow,  
 Roger Nelson,

Thomas Newbold,  
 Thomas Newton,  
 John Pugh,  
 John Rea, (*Pennsylvania*),  
 John Rhea, (*Tennessee*),  
 Jacob Richards,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 James Sloan,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 Richard Stanford,  
 Clement Storer,  
 John Thompson,  
 Archibald Van Horn,  
 Jesse Wharton,  
 Isaac Wilbour, and  
 Alexander Wilson.

Mr. Van Alen, from the joint committee for in-rolled bills, reported, that the committee did, this day, present to the President of the United States, for his approbation, an inrolled bill, intituled "An act to authorize the transportation of a certain message of the President of the United States, and documents accompanying the same."

The order of the day was further postponed until Monday next.

And then the House adjourned until Monday morning, eleven o'clock.

MONDAY, November 21, 1808.

Ordered, That Mr. Nicholas R. Moore, have leave to be absent from the service of this House for six days.

Another member, to wit : John Boyle, from Kentucky, appeared and took his seat in the House.

The Speaker presented a petition of sundry twine and line manufacturers in the state of Massachusetts, whose names are thereunto subscribed, praying that an

additional duty may be imposed on twine and lines hereafter imported from foreign countries; or that such other encouragement may be afforded to the manufacture of the said articles within the United States, as to the wisdom of Congress shall seem meet.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

On motion of Mr. Mumford, and seconded,

Ordered, That the petitions of James Thomson, of James Creighton, and of James G. Forbes and Ralph B. Forbes, of the state of New York, presented on the seventh of January and third of February last, be referred to the Committee of Commerce and Manufactures.

On motion of Mr. Masters, and seconded;

Ordered, That the petition of Pattin Jackson, of the state of New York, presented the twenty-sixth of February last, be referred to the Committee of Claims.

Mr. Howard presented a petition of sundry inhabitants of the state of Kentucky, whose names are thereunto subscribed, stating, that the king of Great Britain having, by his proclamation of the sixteenth of October, one thousand eight hundred and seven, claimed the allegiance of all persons who may have been born in his dominions, and were not inhabitants of the United States of America at the period of their revolution, and disregarding the laws of naturalization in other countries, hath authorized the impressment into his service of his pretended subjects, and treated as traitors such as may have taken up arms against him in the service of their adopted country; the petitioners being, at the present time, precluded from the privilege of following commercial pursuits on the high seas in safety, therefore pray, that such measures may be adopted by Congress, as may effectually resist the unjust assumption of power claimed and exercised by a foreign nation; and pledging

themselves to support with their lives and fortunes whatever steps may be taken, or acts passed by the general government, for the welfare of the Union.

The said petition was read, and ordered to be referred to Mr. Howard, Mr. John Morrow, and Mr. Harris, that they do examine the matter thereof, and report the same, with their opinion thereupon to the House.

Mr. Lewis presented a petition of the common council of the town of Alexandria, in the territory of Columbia, praying that the petitioners may be invested with power to establish and regulate, by law, such inspections of articles of the growth, produce or manufactures of the United States, offered for sale or exportation within the said town, as they may, from time to time, deem advantageous; also, that certain regulations relative to debtors, and judicial process in the town of Alexandria, may be adopted for the convenience and benefit of the inhabitants thereof.

The said petition was read, and ordered to be referred to the Committee for the district of Columbia.

An engrossed bill to authorize the conveyance of certain papers and documents by the mail, free of postage, was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act to authorize the conveyance of certain papers and documents, free of postage."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

Mr. Jeremiah Morrow, from the Committee on the Public Lands, to whom was referred, on the eighth instant, a memorial of the House of Representatives of the Mississippi territory, made a report thereon, which was read, and ordered to lie on the table.

Mr. Love, from the committee to whom was referred on the sixteenth instant, the petition of thirty-six citizens of the United States now confined at Car-

thagena, in South America, under sentence of slavery, made a report thereon, which was read, and ordered to be referred to a committee of the whole House, to-morrow.

Mr. Dana presented a petition of the inhabitants of Woodbridge, in the state of Connecticut, in legal town meeting assembled, praying a repeal of the several acts laying an embargo on all ships and vessels in the ports and harbours of the United States; or that the said laws may be modified in such manner as to afford relief to the petitioners from the inconveniences to which they have been, and are now subjected.

Mr. Quincy presented a petition of the inhabitants of the town of Topham, in the state of Massachusetts, to the like effect.

The said petitions were read, and ordered to be referred to the committee of the whole House, on a resolution proposed by Mr. Chittenden, on the tenth instant.

Mr. Quincy presented a petition of James Bowdoin, of the state of Massachusetts, praying that certain regulations therein specified may be made respecting the light-house authorized by law to be erected on Nassau island, near Tarpaulin cove, in the said state.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

Mr. Jedediah K. Smith presented a petition of William Hastings, a pensioner of the United States, praying that the expense incurred by the petitioner in the amputation of one of his legs, in consequence of a wound received whilst a private in the continental army, during the revolutionary war with Great Britain, may be refunded to him; or that such other relief may be afforded in the premises, as to the wisdom and justice of Congress shall seem meet.

The said petition was read, and ordered to be referred to the Committee of Claims.

On a motion made by Mr. Chittenden, and seconded, That the House do now, according to the order of the day, resolve itself into a committee of the whole House, on a resolution submitted by him on the tenth instant, relative to a repeal of the several acts laying an embargo on all ships and vessels in the ports and harbours of the United States ;

And the question being taken thereupon,

It passed in the negative,      { Yeas, 42.  
   { Nays, 71.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Burwell Bassett,	Daniel Montgomery, junior,
John Campbell,	John Morrow,
Epaphroditus Champion,	Jonathan O. Mosely,
Martin Chittenden,	Timothy Pitken, junior,
John Culppeper,	Josiah Quincy,
Samuel W. Dana,	John Russell,
John Davenport, junior,	James Sloan,
James Elliot,	Dennis Smelt,
William Ely,	John Smith,
Edwin Gray,	Samuel Smith,
John Harris,	Richard Stanford,
William Helms,	William Stedman,
William Hoge,	Lewis B. Sturges,
Richard Jackson,	Samuel Taggart,
Robert Jenkins,	Benjamin Tallmadge,
Joseph Lewis, junior,	Abram Trigg,
Edward St. Loë Livermore,	Jabez Upham,
Nathaniel Macon,	Archibald Van Horn,
Robert Marion,	Killian K. Van Rensselaer,
Josiah Masters,	Isaac Wilbour, and
William Milnor,	David R. Williams.

Those who voted in the negative, are

Lemuel J. Alston,	William W. Bibb,
Willis Alston, junior,	John Blake, junior,
Ezekiel Bacon,	Adam Boyd,
David Bard,	John Boyle,
Joseph Barker,	Robert Brown,



William A. Burwell,  
 William Butler,  
 Joseph Calhoun,  
 Matthew Clay,  
 John Clopton,  
 Richard Cutts,  
 John Dawson,  
 Josiah Deane,  
 Joseph Desha,  
 Daniel M. Durell,  
 John W. Eppes,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Francis Gardner,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Heister,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hisley,  
 John G. Jackson,  
 Richard M. Johnson,  
 William Kirkpatrick,  
 John Lambert,  
 John Love,  
 William McCreery,  
 John Montgomery,

Jeremiah Morrow,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Pugh,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*),  
 Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 John Smilie,  
 Jedediah K. Smith,  
 Henry Southard,  
 Clement Storet,  
 Peter Swart,  
 John Taylor,  
 John Thompson,  
 George M. Troup,  
 James I. Van Alen,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Alexander Wilson, and  
 Nathan Wilson.

On motion of Mr. Bacon, and seconded,  
 Ordered, That the petition of Joseph Willcox,  
 marshal of the district of Connecticut, presented on  
 the twenty-eighth of March last, be referred to Mr.  
 Bacon, Mr. Gray, Mr. Swart, Mr. Hoge, and Mr.  
 Kenan; that they do examine the matter thereof, and  
 report the same, with their opinion thereupon, to the  
 House.

On a motion made by Mr. Dana, and seconded,  
 that the House do come to the following resolution:

Resolved, That it is expedient to provide for re-  
 gulating the conduct of such merchant vessels as,  
 by agreement of the respective owners, may sail in

concert for mutual assistance and defence, in cases which may be allowed by law ; and also for settling, according to the course of proceeding in courts of admiralty, the respective rates of contribution to be made between them, on account of any loss or damage which may be thereby incurred.

The said proposed resolution was read, and ordered to be referred to the committee of the whole House, to whom was committed a resolution moved by Mr. Chittenden on the tenth instant.

Mr. Newton, from the Committee of Commerce and Manufactures, presented, according to order, a bill authorizing the President to employ twelve additional revenue cutters, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

On motion of Mr. John G. Jackson, and seconded,

Ordered, That the memorial of Return Jonathan Meigs, and others, witnesses against Aaron Burr, attending the circuit court for the Virginia district, presented the ninth of November, one thousand eight hundred and seven, be referred to Mr. Jackson, Mr. Heister, and Mr. Nathan Wilson; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

On motion of Mr. Daniel Montgomery, junior, and seconded,

Ordered, That the petition of sundry inhabitants of Northumberland county, in the state of Pennsylvania, presented on the twenty-sixth of November, one thousand eight hundred and seven, be referred to the Committee on Post-offices and Post-roads.

The orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

TUESDAY, November 22, 1808.

Two other members, to wit : from New York, Philip Van Cortlandt, and from South Carolina, Richard Winn, appeared, and took their seats in the House.

Ordered, That Mr. Goldsborough have leave to be absent from the service of this House for two weeks, from the twenty-first instant.

Mr. Lewis presented a petition of the Washington and Alexandria turnpike company, and of sundry other inhabitants of the county of Alexandria, in the territory of Columbia, whose names are thereunto subscribed, praying, for the reasons therein specified, a revision and amendment of a law, passed at the last session of Congress, intituled " An act for the establishment of a turnpike company in the county of Alexandria, in the district of Columbia."

The said petition was read, and ordered to be referred to the Committee for the district of Columbia.

On motion of Mr. Daniel Montgomery, junior, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Kittaning, through Franklin, to Meadville, in the state of Pennsylvania.

On motion of Mr. Humphreys, and seconded,

Ordered, That the petitions of sundry inhabitants of the state of New York, presented on the seventh of February, the seventeenth of November, and fourth of December, one thousand eight hundred and seven, be referred to the Committee on Post-offices and Post-roads.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill authorizing the President to employ twelve additional revenue cutters ; and after some time spent therein, Mr. Speaker resumed the chair, and

Mr. Helms reported, that the committee had, according to order, had the said bill under consideration, and made no amendment thereto.

A motion was then made by Mr. Pitkin, and seconded, that the said bill be re-committed to the Committee of Commerce and Manufactures.

And the question being taken thereupon,

It was resolved in the affirmative.

Mr. George Washington Campbell, from the committee appointed the eleventh instant, on so much of the message of the President of the United States, at the commencement of the present session, as respects our relations with foreign powers, made a report thereon, which was read, and ordered to be referred to a committee of the whole House, on Thursday next.

On motion of Mr. Smilie, and seconded,

Ordered, That five thousand copies of the said report be printed for the use of the members of both Houses of Congress.

A message was received from the President of the United States, by Mr. Coles, his Secretary, notifying, that the President did, on the eighteenth instant, approve and sign an act, which originated in this House, intituled "An act to authorize the transportation of a certain message of the President of the United States, and documents accompanying the same."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On motion of Mr. Van Alen, and seconded,

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire whether any amendment ought to be made relative to the compensations of the officers of the customs now allowed by law; with leave to report thereon, by bill, or otherwise.

The several orders of the day were farther postponed, until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, November 23, 1808.

Mr. Jeremiah Morrow presented petitions from sundry inhabitants of the state of Ohio, whose names are thereunto subscribed, respectively praying, that the forfeitures of interest which may have been incurred on the instalments due for the purchase of lands of the United States by the petitioners, may be remitted; and that the time for completing the payment of the purchase money for the said lands may be extended to such length of time, as Congress, in their wisdom, may deem proper.

The said petitions were read, and ordered to be severally referred to the Committee on the Public Lands.

Mr. Smilie presented a petition of Matthew Crozier, John Stewart, and John Tallery, of the county of Fayette, in the state of Pennsylvania, praying compensation for the respective services and hardships sustained by the petitioners, as privates of a detachment of the militia of the said state, under the command of captain William Brown, during the revolutionary war with Great Britain.

The said petition was read, and ordered to be referred to the Committee on the Public Lands.

On motion of Mr. Fisk, and seconded,

Ordered, That the petitions of sundry inhabitants of the states of New Hampshire and Vermont, presented on the first of December, one thousand eight hundred and seven, be referred to the Committee on Post-offices and Post-roads.

Mr. Sloan presented a petition of John B. Sartori, of the city of Trenton, in the state of New Jersey, praying, for the reasons therein set forth, that he may be permitted to remove temporarily, with certain machinery for the manufacture of Italian pastes, called "Macaroni" and "Vermicella," and a quantity of the said paste, from the United States; the petitioner having, as he suggests, suffered considerable injury

from his inability to export the said article to the Havanna, and elsewhere.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

Mr. Dana presented a petition of Edmund Beaumont, of Wallingford, in the county of New Haven, and state of Connecticut, now confined in the gaol of the said county, praying relief against a judgment obtained, and execution awarded against him, in consequence of a breach of the revenue laws of the United States, by persons unauthorized by him in landing a quantity of sugar, the property of the petitioner, without a legal permit to land the same at the port of New Haven, in the state aforesaid.

The said petition was read, and ordered to be referred to Mr. Dana, Mr. Upham, Mr. Van Cortlandt; Mr. Bard, and Mr. Jones; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

On motion of Mr. Poindexter, and seconded, that so much of the report of the Committee on the Public Lands, to whom was referred a memorial of the House of Representatives of the Mississippi territory, made and ordered to lie on the table on the twenty-first instant, as is contained in the last resolution submitted by the Committee, be re-committed to the same Committee.

And the question being taken thereupon;

It passed in the negative.

On motion of Mr. Jeremiah Morrow, and seconded,

Ordered, That the said report be referred to a committee of the whole House, on Monday next.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, November 24, 1808.

Another member, to wit : Barent Gardenier, from New York, appeared, and took his seat in the House.

On a motion made, and leave given by the House,

Mr. Lewis, from the Committee for the District of Columbia, presented, according to order, a bill authorizing the proprietors of squares and lots in the city of Washington, to have the same subdivided and admitted to record, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

On motion of Mr. Nelson, and seconded,

Ordered, That the memorial of Rinaldo Johnson, of the state of Maryland, presented on the nineteenth of March, one thousand eight hundred and six, be referred to the Committee of Claims.

Mr. Clopton, from the Committee of Revisal and Unfinished Business, to whom it was referred to examine such laws of the United States as have expired, or are near expiring, and require to be revived, or farther continued, made a report, in part, thereupon, which was read, and ordered to lie on the table.

The orders of the day was farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

FRIDAY, November 25, 1808.

Mr. John Morrow presented a petition of Lucy Dixon, now residing in the borough of Winchester, in the state of Virginia, widow of Roger Dixon, deceased, praying the payment of a final settlement certificate for three hundred and twenty-nine dollars, and ninety-three cents, with legal interest

thereon from the first of January, one thousand seven hundred and eighty five.

The said petition was read, and ordered to be referred to the Committee of Claims.

On a motion made by Mr. Elliot, and seconded

Resolved, That the President of the United States be requested to cause to be laid before the House of Representatives, a copy of his proclamation issued in April last, in consequence of the opposition to the embargo laws in the neighborhood of Lake Champlain.

Ordered, That Mr. Elliot and Mr. Desha be appointed a committee to present the foregoing resolution to the President of the United States.

Mr. Jeremiah Morrow presented petitions from sundry inhabitants of the state of Ohio, whose names are thereunto subscribed, respectively praying a remission of the forfeitures of interest which have been incurred, or may be incurred, on the instalments due, or to become due, for lands of the United States purchased by the petitioners ; also, that such farther time may be allowed, for completing the payment of the purchase money for the said lands, as to the wisdom and justice of Congress shall seem meet.

The said petitions were read, and ordered to be severally referred to the Committee on the Public Lands.

On motion of Mr. Macon, and seconded,

The House proceeded to consider the third resolution proposed by him, and ordered to lie on the table, on the seventeenth instant ; and the same being twice read, was, on the question put thereupon, agreed to by the House, as followeth :

Resolved, That the same committee be instructed to inquire into the expediency of amending the act laying an embargo, and the several acts supplemental and additional thereto.

Mr. Gardenier presented petitions of sundry electors and inhabitants of the county of Ontario, in the state of New York, respectively praying, for the rea-



sons therein stated, an immediate repeal of the laws laying an embargo on all ships and vessels in the ports and harbors of the United States.

The said petitions were read, and ordered to be severally referred to the committee of the whole House, to whom was committed a resolution proposed by Mr. Chittenden, on the tenth instant.

Mr. Hoge presented a petition of sundry inhabitants of Burget's town and its vicinity, in the county of Washington, in the state of Pennsylvania, whose names are thereunto subscribed, praying that a post-road may be established from Pittsburg to Steubenville, in the state of Ohio, to pass through Burget's town aforesaid, and that a post-office may be established within the same.

The said petition was read, and ordered to be referred to the Committee on Post-offices and Post-roads.

Mr. Clopton presented a petition of James Howard, of the state of Virginia, praying to be placed on the list of pensioners of the United States, in consideration of a wound received at the battle of Guilford, in the state of North Carolina, in the year one thousand seven hundred and eighty-one, whilst a soldier in the Virginia line of the continental army, during the revolutionary war with Great Britain.

The said petition was read, and ordered to be referred to the Committee of Claims.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the report of the Committee of Claims, of the eighteenth instant, to whom was referred a petition of sundry inhabitants of Knox county, in the state of Kentucky; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Helms reported, that the committee had, according to order, had the said report under consideration, and directed him to report to the House their agreement to the same.

The House proceeded to consider the said report at the Clerk's table : Whereupon,

The resolution contained therein, to which the committee of the whole House reported their agreement, being twice read, was, on the question put thereupon, agreed to by the House, as followeth :

Resolved, That the prayer of the petition of sundry inhabitants of Knox county, in the state of Kentucky, is reasonable, and ought to be granted.

Ordered, That a bill or bills be brought in pursuant to the said resolution ; and that the Committee of Claims do prepare and bring in the same.

On motion of Mr. Helms,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of extending the post road from New Hampton, in the county of Hunterdon, and state of New Jersey, to Asbury, in the county of Sussex ; and of establishing a post-road from Newton, in the county of Sussex, and state of New Jersey, to Frankford, Dickcrstown, Montague, Dingman's ferry, and Stillwater.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have considered the bill sent from this House, intituled " An act to authorize the conveyance of certain papers and documents, by mail, free of postage," and have resolved that the same do not pass : And then he withdrew.

Mr. Barker presented a petition of the selectmen of the town of Scituate, and of sundry merchants and underwriters of the town of Boston, in the state of Massachusetts, whose names are thereunto subscribed, praying that a light house may be erected on one of the points of land, at the entrance of the harbor of the said town of Scituate, for the convenience and benefit of the petitioners and others concerned in the navigation of the said harbor.

Mr. Say presented a petition of Robert Peter Branú, merchant of the city of Philadelphia, praying,

for the reasons therein specified, to be allowed the drawback of duties on five boxes of merchandise, shipped by the petitioner, in the year one thousand eight hundred, from the port of Philadelphia to Carthage, in South America ; the payment of which drawback hath heretofore been refused by the collector of the said port of Philadelphia.

The said petitions were read, and ordered to be referred to the Committee of Commerce and Manufactures.

On motion of Mr. Whitehill,

Ordered, That two petitions of sundry inhabitants of the townships of Tyrone and Tyboine, of Cumberland county, in the state of Pennsylvania, presented to this House on the fifth of February, one thousand eight hundred and seven, be referred to the Committee on Post-offices and Post-roads.

Mr. Helms presented a petition of John Heard, of the state of New Jersey, stating that he is now confined in the prison of the county of Middlesex, in the said state, at the suit of the United States, and that he is not possessed of any property, by which he could discharge the said suit ; and praying that an act may be passed to authorize his release from confinement.

The said petition was read, and ordered to be referred to Mr. Helms, Mr. Matthias Richards, and Mr. Gholson ; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

On motion of Mr. Richard Jackson,

Ordered, That the petition of Robert S. Borough and Stephen Hopkins, of Providence, in the state of Rhode Island, presented to this House on the sixteenth of February last, be referred to the Committee of Commerce and Manufactures.

The orders of the day was farther postponed until Monday next.

And then the House adjourned until Monday morning, eleven o'clock.

MONDAY, November 28, 1808.

Another member, to wit: Matthew Lyon, from Kentucky, appeared and took his seat in the House.

Mr. Holmes, from the Committee of Claims, presented, according to order, a bill for the relief of certain persons therein mentioned, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House to-morrow.

Mr. Jeremiah Morrow presented a petition of sundry other inhabitants of the state of Ohio, to the same effect with other petitions presented by him on the twenty-fifth instant, from inhabitants of the same state, which was received, and ordered to be referred to the Committee on the Public Lands.

On motion of Mr. Nelson, and seconded,

Resolved, That a committee be appointed to inquire into the expediency of making provision, by law, for the relief of the infirm, disabled and superannuated officers and soldiers of the late revolutionary army, and of the present army of the United States; and that the committee have leave to report by bill, or otherwise.

Ordered, That Mr. Nelson, Mr. Say, Mr. Blount, Mr. Richard Jackson, and Mr. John Smith, be appointed a committee pursuant to the said resolution.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the report made the twenty-second instant, from the committee to whom was referred so much of the message from the President of the United States, at the commencement of the present session, as respects our relations with foreign powers; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Storer reported, that the committee had, according to order, had the said report under consideration, and made some progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House on the said report.

Mr. Elliot, from the committee appointed on the twenty-fifth instant, to present to the President of the United States a resolution of this House, requesting the copy of his proclamation in consequence of the opposition to the embargo laws in the neighbourhood of Lake Champlain, reported, that the committee had, according to order, performed that service; and that the President signified to them, he would communicate the desired information.

Mr. Gardenier presented a petition of the freeholders and inhabitants of the town of Southold, in the state of New York, signed in behalf of the said freeholders and inhabitants by Luther Goldsmith, chairman, and Hull Osborn, secretary, praying that the several acts laying an embargo on all ships and vessels in the ports and harbours of the United States, may be repealed.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

## TUESDAY, November 29, 1808:

Mr. Lewis presented a petition of Joseph Stroud, praying to be placed on the pension list of the United States, in consideration of services rendered as a mariner on board the American frigate called the "Confederacy;" also of services rendered, and personal injuries sustained, whilst a soldier in the continental army, during the revolutionary war with Great Britain.

The said petition was read, and ordered to be referred to the committee appointed on the twenty-eighth instant, "to inquire into the expediency of making provision, by law, for the relief of the infirm, disabled

and superannuated officers and soldiers of the revolutionary army, and of the present army of the United States."

Mr. Johnson presented a petition of Betsey Brook Steele (lately Betsey Brook Beale,) and Robert Beale of Shelbyville, in the state of Kentucky, legal representatives of Robert Beale, deceased, praying that they may receive the depreciation of pay and other emoluments due for the services of the deceased, as a captain in the Virginia line of the continental army, during the revolutionary war with Great Britain.

The said petition was read, and ordered to be referred to the Committee of Claims.

The Speaker presented to the House, a petition of Reuben Attwater, Peter Audrain, and James Abbott, commissioners of the land-office at Detroit, in the territory of Michigan, praying that an adequate compensation may be attached to the offices of commissioners of the land-office aforesaid, and to certain other offices therein specified.

The said petition was read, and ordered to be referred to the Committee on the Public Lands.

On motion of Mr. Jeremiah Morrow, and seconded.

Resolved, That the Committee on the Public Lands be instructed to inquire into the expediency of reviving and continuing in force, for a further time, the authority of the board of commissioners for investigating claims to land in the Kaskaskia district; and that they report by bill, or otherwise.

Mr. Holmes, from the Committee of Claims, presented, according to order, a bill authorizing the payment of certain pensions by the Secretary of War at the seat of government, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

The petition, presented yesterday by Mr. Gardener, from sundry freeholders and inhabitants of the town of Southold, in the state of New York, was read, and ordered to be referred to the committee of the whole House, to whom was committed a resolution proposed by Mr. Chittenden, on the tenth instant.

On motion of Mr. Say,

Ordered, That the petition of Jared Shattuck, by his attorneys Elliston Perot and John Perot, which was presented to this House on the twenty-eighth of March, one thousand eight hundred and six, be referred to the Committee of Claims.

The House, according to the order of the day, again resolved itself into a committee of the whole House, on the report of the committee made on the twenty-second instant, to whom was referred so much of the message of the President of the United States at the commencement of the present session, as respects our relations with foreign powers; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Storer reported, that the committee had, according to order, again had the said report under consideration, and made a far her progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House, on the said report.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, November 30, 1808.

On motion of Mr. Holmes,

Ordered, That the message of the President of the United States, of the sixth of February, one thousand eight hundred and seven, and a report of the Secretary of State of the fourteenth of Decem-

ber last, relative to a claim of the legal representative of the late Caron de Beaumarchais, with the documents accompanying the same, be referred to the Committee of Claims.

On motion of Mr. Boyle,

Ordered, That the petition of sundry inhabitants of Clay county, in the state of Kentucky, presented on the thirtieth of January last, be referred to the Committee on Post-offices and Post-roads.

On motion of Mr. Boyle, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of discontinuing the post-road from the Hazle-patch to Stanford, in Kentucky; and of establishing a post-road from Richmond to Lancaster, and one from Lexington, by Nicholasville to Danville, in Kentucky.

On motion of Mr. David R. Williams, and seconded,

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire into the expediency of prohibiting the entry of any vessel in the United States, from any port or place to which a vessel of the United States is not admitted, by permanent regulation of the government owning such port or place, or by treaty.

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire into the expediency of prohibiting the masters, commanders and owners of vessels of the United States, from receiving British licenses, and of enforcing the return of all vessels of the United States now without the same.

On motion of Mr. Burwell, and seconded,

Resolved, That a committee be appointed to inquire into the expediency of amending the act of Congress, passed on the fourteenth of April, one thousand eight hundred and two, intituled "An act to establish an uniform rule of naturalization, and to repeal the acts hereafter passed on that subject," with leave to report by bill, otherwise.



Ordered, That Burwell, Mr. Macon, Mr. David R. Williams, Mr. Barker, Mr. Bard, Mr. Kirkpatrick and Mr. Boyle, be appointed a committee pursuant to the said resolution.

On motion of Mr. Van Horn,

Ordered, That the memorial of Charles Minifie, of the city of Washington, presented on the third of December, one thousand eight hundred and seven, be referred to the Committee of Claims.

The House, according to the order of the day, again resolved itself into a committee of the whole House, on the report made the twenty-second instant, from the committee to whom was referred so much of the message from the President of the United States, at the commencement of the present session, as respects our relations with foreign powers; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Storer reported, that the committee had, according to order, again had the said report under consideration, and made a farther progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House on the said report.

A message, in writing, was received from the President of the United States, by Mr. Coles, his Secretary, who delivered in the same, and then withdrew; which message is as followeth:

*“ To the House of Representatives of the United States.*

*“ According to the request of the House of Representatives, expressed in their resolution of the twenty fifth instant, I now lay before them a copy of my proclamation of the nineteenth of April last.”*

**“ TH: JEFFERSON.”**

**“ November 30, 1808.”**

The said message and proclamation were read, and ordered to lie on the table.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, December 1, 1808.

Another member, to wit: Thomas Moore, from South Carolina, appeared, and took his seat in the House.

Jesse B. Thomas, the delegate from the Indiana territory, returned to serve in the room of Benjamin Parke, who hath resigned his seat, appeared, and took his seat in the House, the oath to support the constitution of the United States, being first administered to him, by Mr. Speaker, according to law.

Mr. Jeremiah Morrow presented a memorial of sundry officers who served in the revolutionary war with Great Britain, now residing in the state of Ohio, stating, that from the procrastination of the acts for funding the public debt, and the distress of the memorialists, they were compelled to dispose of their certificates for pay and commutation at much less than the nominal amount; and praying such relief in the premises, as to the wisdom and justice of Congress shall seem meet.

Mr. Samuel Smith presented a memorial of sundry late officers of the said revolutionary army, residing in the state of Pennsylvania, to the like effect.

The said memorials were read, and ordered to lie on the table.

On motion of Mr. Jeremiah Morrow,

Ordered, That the petition of Abraham Whipple, presented to this House, on the twenty-sixth of January, one thousand eight hundred and three, be referred to the committee appointed on the twenty-eighth ultimo, "to inquire into the expediency of providing, by law, for the relief of the infirm, disabled and superannuated officers of the late revolutionary army, and of the present army of the United States."

On motion of Mr. Mumford,

Ordered, That the petition of Paul Vandervoort, of the county of Seneca, in the state of New York, presented on the eleventh of February last, be referred to the Committee of Claims.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the report of the committee to whom was referred the petition of thirty-six American citizens confined at Carthagena, in South America, under sentence of slavery; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Helms reported, that the committee had, according to order, had the said report under consideration, and made some progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House on the said report.

A message, in writing, was received from the President of the United States, by Mr. Coles, his Secretary, who delivered in the same, and then withdrew.

The House, according to the order of the day, again resolved itself into a committee of the whole House, on the report made on the twenty-second ultimo, from the committee appointed on so much of the message from the President of the United States at the commencement of the present session, as respects our relations with foreign powers; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Storer reported, that the committee had, according to order, again had the said report under consideration, and directed him to report to the House the resolutions contained therein, without amendment, which he delivered in at the Clerk's table, where the same were severally read, as follow:

1. Resolved, That the United States cannot, without a sacrifice of their rights, honor and independence, submit to the late edicts of Great Britain and France.

2. Resolved, That it is expedient to prohibit, by law, the admission into the ports of the United States,

Joseph Lewis, junior,  
Edward St. Loe Livermore,  
Edward Lloyd,  
William Milnor,  
Jonathan O. Mobely,  
Timothy Pitkin, junior,  
Josiah Quincy,  
John Randolph,  
John Russell,  
William Stedman,  
Lewis B. Sturges.

Samuel Taggart,  
Benjamin Tallmadge,

Jabez Upham, and  
Killian E. Van Rensselaer.

Those who voted in the negative, are

Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
John Clopton,  
Orchard Cook,  
Richard Cutts,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
Daniel M. Durell,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Francis Gardner,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Edwin Gray,  
Isaiah L. Green,  
John Harris,  
John Heister,  
William Helms,  
William Hoge,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Hsley,  
John G. Jackson,

Richard M. Johnson,  
Walter Jones,  
Thomas Kenan,  
William Kirkpatrick,  
John Lambert,  
John Love,  
Nathaniel Macon,  
Robert Marion,  
William M-Creery,  
Daniel Montgomery, junior,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Gurdon S. Mumford,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Rea, (*Pennsylvania*),  
John Rhea, (*Tennessee*),  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
Benjamin Say,  
Ebenezer Seaver,  
Samuel Shaw,  
James Sloan,  
Dennis Smelt,  
John Smilie,  
Jedediah E. Smith,  
John Smith,  
Samuel Smith,  
Henry Southard,  
Richard Stanford,  
Clement Storer,  
Peter Swart,  
John Taylor,  
John Thompson,  
Abram Trigg,

George M. Troup,  
James I. Van Allen,  
Philip Van Cortlandt,  
Archibald Van Horn,  
Daniel C. Verplanck,  
Jesse Wharton,

Robert Whitehill,  
Isaac Wilbour,  
David R. Williams,  
Alexander Wilson,  
Nathan Wilson, and  
Richard Winn.

A division of the question on the said first resolution as reported from the committee of the whole House, was then called for by Mr. David R. Williams: Whereupon,

The first member thereof being again read, in the words following, to wit:

Resolved, That the United States cannot, without a sacrifice of their rights, honor and independence, submit to the late edicts of Great Britain.

On motion of Mr. Gardenier,

The previous question thereon was demanded by five members, to wit: "Shall the main question be now put?"

And the said previous question being taken,  
It was resolved in the affirmative.

A question of order being then called for whether the main question was open to farther debate?

Mr. Speaker stated, "that conformably to the determination of the House, on the fifteenth of December last, it did not preclude debate on the main question."

From which decision of the chair, an appeal was made to the House by Mr. David R. Williams, and the same being seconded,

The question was stated by Mr. Speaker, to wit: "Is the said decision of the chair correct?"

And debate arising thereon,

An adjournment was called for; on which,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

FRIDAY, December 2, 1808.

Another member, to wit: Evan Alexander, from North Carolina, appeared, and took his seat in the House.

Mr. Lewis, from the Committee for the District of Columbia, to whom was referred, on the sixteenth ultimo, a petition of sundry inhabitants of the city of Washington, presented on the tenth of November, one thousand eight hundred and seven, reported a bill to incorporate a company for opening the canal in the city of Washington, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Newton, from the Committee of Commerce and Manufactures, to whom was re-committed, on the twenty-second ultimo, a bill authorizing the President to employ twelve additional revenue cutters, reported an amendatory bill authorizing the President to employ an additional number of revenue cutters, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

On motion of Mr. Nelson,

Ordered, That the petition of sundry inhabitants of Frederick county, in the state of Maryland, presented on the nineteenth of December, one thousand eight hundred and six, be referred to the Committee on Post-offices and Post-roads.

Mr. Jedediah K. Smith presented a petition of Samuel Morey, of the state of New Hampshire, praying that the patent heretofore granted to the petitioner for sundry improvements made by him on steam

engines, may be extended to such farther time as Congress in their wisdom, may deem proper.

The said petition was read, and ordered to be referred to Mr. Jedediah K. Smith, Mr. Upham, Mr. Matthias Richards, Mr. Goodwyn, and Mr. Holland, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

The Speaker presented to the House, sundry proceedings of the grand jury for the county of St. Clair, in the Indiana territory, at a term of the circuit court held in the month of October last, stating certain grievances to which the inhabitants of the said county have been and are now subjected from the connection subsisting with the country lying eastward of the river Wabash; and praying such relief in the premises as to the wisdom and justice of Congress shall seem meet.

The said proceedings were read, and ordered to lie on the table.

The message, in writing, received yesterday, from the President of the United States, by Mr. Coles, his Secretary, was read, as followeth:

*“To the Senate and House of Representatives of the United States.”*

“I transmit to both Houses of Congress, a report from the surveyor of the public buildings, of the progress made on them during the last season, of their present state, of the expenditures incurred, and of those which may be requisite for their farther prosecution.”

“TH: JEFFERSON.”

“December 1st, 1808.”

Ordered, That the said message and report referred to therein, do lie on the table.

On motion of Mr. Blount, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expedi-



ency of establishing a post-road from Greenville, in North Carolina, to Kenston, to go by Brook's ferry, on Contentney creek, and return by Hooker's bridge; and that they be also instructed to inquire into the expediency of discontinuing the post-road from Raleigh to Tarborough, and establishing in lieu thereof, a post-road from Tarborough to Waynesborough, to go by Stanton's bridge, and return by Cobb's.

Mr. Gardenier presented petitions of sundry inhabitants of Ontario county, in the state of New York, whose names are thereunto subscribed, praying for the reasons therein specified, an immediate repeal of the several acts laying an embargo on all ships and vessels in the ports and harbors of the United States.

The said petitions were read, and ordered to be severally referred to the committee of the whole House to whom was committed a resolution proposed by Mr. Chittenden, on the tenth of November last.

The House resumed the consideration of the question on an appeal from the decision of the chair, which was depending yesterday at the time of adjournment:

Whereupon,

The said decision being again read in the words following, to wit:

"That conformably to the determination of the House on the fifteenth of December last, it did not preclude debate on the main question."

And on the question, "Is the said decision of the chair correct?"

It was resolved in the affirmative,	{ Yeas 101,
	{ Nays 18.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Lemuel J. Alston,  
Ezekiel Bacon,  
Joseph Barker,

William W. Bibb,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,

## OF REPRESENTATIVES.

85

John Boyle,  
 Robert Brown,  
 William A. Burwell,  
 William Butler,  
 Joseph Calhoun,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 Matthew Clay,  
 John Clopton,  
 Orchard Cook,  
 John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior,  
 John Dawson,  
 Josiah Deane,  
 Joseph Desha,  
 Daniel M. Durell,  
 James Elliot,  
 William Ely,  
 John W. Eppes,  
 William Findley,  
 Meshack Franklin,  
 Barent Gardenier,  
 Francis Gardner,  
 James M. Garnett,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Edwin Gray,  
 Isaiah L. Green,  
 John Harris,  
 John Heister,  
 William Helms,  
 William Hoge,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 John G. Jackson,  
 Richard Jackson,  
 Robert Jenkins,  
 Walter Jones,  
 Thomas Kenan,  
 Philip B. Key,  
 Joseph Lewis, junior,  
 Edward St. Loc Livermore,  
 Edward Lloyd,

John Love,  
 Robert Marion,  
 William McCreery,  
 William Milnor,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 Timothy Pitkin, junior,  
 Josiah Quincy,  
 John Randolph,  
 John Rea, (*Pennsylvania*),  
 Jacob Richards,  
 Matthias Richards,  
 John Russell,  
 Benjamin Say,  
 Samuel Shaw,  
 James Sloan,  
 Dennis Smelt,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 William Stedman,  
 Lewis B. Sturges,  
 Peter Swart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Abram Trigg,  
 George M. Troup,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Alexander Wilson, and  
 Nathan Wilson.

Those who voted in the negative, are

Willis Alston, junior,  
Burwell Bassett,  
William Blackledge,  
George W. Campbell,  
Richard Cutts,  
James Fisk,  
Nathaniel Macon,  
Josiah Masters,  
Roger Nelson,

John Porter,  
John Rhea, (*Tennessee*),  
Samuel Riker,  
Ebenezer Seaver,  
Clement Storer,  
John Taylor,  
Jesse Wharton,  
David R. Williams, and  
Richard Winn.

The question then recurring, that the House do agree to so much of the first resolution reported from the committee of the whole House, as is contained in the first member thereof, in the words following, to wit:

“Resolved, That the United States cannot, without a sacrifice of their rights, honor and independence, submit to the late edicts of Great Britain.”

And after debate thereon,

An adjournment was called for; on which,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

SATURDAY, December 3, 1808.

On motion of Mr. Wilson,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Union, in the county of Monroe, by the Red Sulphur Springs, to Giles court-house, and from thence to Montgomery court house, Virginia.

The House, according to order, proceeded to the farther consideration of the unfinished business of yesterday.

And after farther debate thereon,

An adjournment was called for, when

The several orders of the day were farther postponed until Monday next.

And the House adjourned until Monday morning, eleven o'clock.

MONDAY, December 5, 1808.

The Speaker presented to the House a petition of sundry manufacturers of cotton and wool cards, whose names are thereunto subscribed, praying for the reasons therein specified, that a patent heretofore issued to Amos Whittemore, granting him exclusive privilege of making certain machinery for the manufacture of cotton and wool cards, may not be extended beyond the term of fourteen years from the date thereof; or that such encouragement may be afforded to the petitioners and other manufacturers of those articles within the United States, as to the wisdom of Congress shall seem meet.

The said petition was read, and ordered to be referred to the committee appointed the second instant, on the petition of Samuel Morey, of the state of New Hampshire, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Ordered, That the several petitions of the inspectors of the customs for the districts and ports of New York, Baltimore, Philadelphia and Boston, presented on the fifth and twenty-third of December, one thousand eight hundred and five, and the eleventh and twenty-second of January, one thousand eight hundred and six, be referred to the Committee of Commerce and Manufactures.

Mr. Dawson presented a petition of Ambrose Lewis and Charles Lewis, of the state of Virginia, praying compensation for their respective services as soldiers in the continental army, during the revolutionary war with Great Britain, which the petitioners

have not yet received, owing to the circumstances therein enumerated.

The said petition was read, and ordered to be referred to the Committee of Claims.

On motion of Mr. Say,

Ordered, That the petition of Ludwig Kuhn, of the city of Philadelphia, presented on the sixth of November, one thousand eight hundred and seven, be referred to the Committee of Claims.

The House resumed the consideration of the question depending on Saturday last, at the time of adjournment: Whereupon,

The first member of the first resolution reported from the committee of the whole House on Thursday last, being again read, in the words following, to wit:

"Resolved, That the United States cannot, without a sacrifice of their rights, honor and independence, submit to the late edicts of Great Britain."

And after farther debate thereon,

An adjournment was called for; on which,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning eleven o'clock.

TUESDAY, December 6, 1808.

On motion of Mr. Lewis,

Ordered, That the message from the President of the United States, communicating a report from the surveyor of the public buildings in the city of Washington, which was read and ordered to lie on the table on the second instant, be referred to the Committee for the District of Columbia.

Mr. Smilie presented a petition of Edward Livingston, of the territory of Orleans, stating his claim to the lots or parcels of land called the "Batture," in the vicinity of the city of New Orleans, and praying that the title in fee simple to the said lots or parcels of

land, may be confirmed to the petitioner, or such other relief afforded in the premises as to the wisdom and justice of Congress shall seem meet.

Mr. George Washington Campbell presented petitions from sundry citizens of the territory of Orleans, in opposition to the prayer of the foregoing petition, and suggesting, that the right to the said lots or parcels of land hath not been relinquished by the former sovereigns of the country, but is now vested by the act of cession in the government of the United States, and that it would contribute to the benefit of the petitioners and others, to preserve the batture as a common open and unbuilt upon by any person or persons claiming the same.

The said petitions were read, and ordered to be severally referred to the Attorney General, with instruction to examine the same, and report his opinion thereupon, to the House.

Mr. Burwell presented a petition of Alexander Brown and son, citizens of the United States, residing in the city of Baltimore, praying, for the reasons therein specified, that they may be permitted to import into the United States, a quantity of Irish linens now stored at Liverpool, in England, which was ordered by the petitioners some time in the autumn of one thousand eight hundred and seven.

The said petition was read, and, together with the accompanying documents, ordered to be referred to the Committee of Commerce and Manufactures.

Mr. Jeremiah Morrow presented petitions of sundry inhabitants of the state of Ohio, whose names are thereunto subscribed, respectively praying a remission of the forfeitures of interest upon the instalments due or to become due for lands of the United States purchased by the petitioners, and an extension of the time for completing the purchase money of the said lands, which were read, and ordered to be severally referred to the Committee on the Public Lands.

On motion of Mr. Jeremiah Morrow, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of extending the post-road from Warrentown, through Mount Pleasant, to Morristown, in the state of Ohio.

Mr. Jesse B. Thomas presented a petition of William Biggs, of the Illinois country, praying that he may be allowed the proportion of land due for the services of the petitioner as a lieutenant in a regiment commanded by George Rogers Clark, during the revolutionary war with Great Britain.

The said petition was read, and ordered to be referred to the Committee on the Public Lands.

On a motion made by Mr. Newton, and seconded, that the unfinished business under the consideration of the House on the fifth instant, and undetermined at the time of adjournment, do lie on the table.

The question was taken thereupon,

And passed in the negative.

The House then resumed the consideration of the first member of the first resolution reported from the committee of the whole House on Thursday last :

Whereupon,

The same being again read at the Clerk's table, in the words following, to wit :

"Resolved, That the United States cannot, without a sacrifice of their rights, honor and independence, submit to the late edicts of Great Britain."

And after farther debate thereon,

An adjournment was called for ; on which,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, December 7, 1808.

On motion of Mr. Fisk, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post road from Fryburg, in Maine, to Danville, and from thence to Derby, in Vermont; also, a post-road from Norwich to Newbury; from Hartford to Corinth; and from Montpelier to Barton, in said state.

Mr. Kelly presented a petition of Nimrod Maxwell, proprietor of the Sulphur Springs, in the county of Adams, and state of Pennsylvania, praying that a post-office for the convenience and benefit of the said county and others, may be established at or near the Sulphur Springs aforesaid.

The said petition was received, and ordered to be referred to the Committee on Post-offices and Post-roads.

Mr. Say presented memorials from sundry late officers in the Pennsylvania line of the revolutionary army, whose names are thereunto respectively subscribed, stating that from the peculiar circumstances of the memorialists, they have been compelled to dispose of the certificates of pay and commutation granted them for military services rendered to the United States; and praying such relief in the premises as to the wisdom and justice of Congress shall seem meet.

Mr. Wharton presented a petition from sundry late officers of the Massachusetts, Pennsylvania, Maryland, Virginia, and North Carolina lines of the said revolutionary army, to the like effect.

The said memorials and petition were read, and ordered to lie on the table.

Mr. John Morrow presented a petition of sundry citizens of the county of Hampshire, in the state of Virginia, praying that a post-road may be established from Pugh-town, in the county of Frederick, by the forks of great Cape-capon, to Springfield, in the



county of Hampshire, aforesaid, which was read, and ordered to be referred to the Committee on Post-offices and Post-roads.

Mr. Verplanck presented a petition of William Neblett and others, whose names are thereunto subscribed, aliens to the government of the United States of America, and in allegiance to the king of Great Britain, praying, for the reasons therein set forth, that a certain William Belk, a citizen of the United States, but at present in the city of New York, may be permitted to convey the petitioners, their families, and property, in the brig Neptune, to the island of Trinidad, in the West Indies; or that such other relief may be afforded in the premises as to the wisdom and justice of Congress shall seem meet.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

On motion of Mr. Desha,

Ordered, That the petition of John Smith, presented to this House on the seventh of March last, be referred to the Committee of Claims,

Mr. Love presented a memorial of Frances Alexander, widow and relict of Charles Alexander, deceased, for herself and as guardian to the orphan children of the deceased, stating that the memorialist has reason to believe, that sundry inhabitants of the district of Columbia have it in contemplation to present a petition to Congress for alterations in an act passed at the last session for the establishment of a turnpike company in the county of Alexandria, in the district of Columbia, which, if carried into effect, would materially injure the property and interest of the memorialist and the orphan children of the said deceased; and praying such relief, in the event of the proposed alterations in the act aforesaid being solicited, as to the wisdom of Congress shall appear reasonable and just.

The said memorial was read, and ordered to be referred to the Committee for the District of Columbia.

On motion of Mr. Lewis, and seconded,  
Resolved, That the Committee on Post offices and Post-roads be instructed to inquire into the expediency of establishing a post-route from the town of Trap, in the state of Maryland, to the town of Waterford, in Virginia.

On motion of Mr. Alexander, and seconded,  
Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Salisbury, in the county of Rowan, to Statesville, in the county of Iredell, and thence to Charlotte, in the county of Mecklenburg, in North Carolina.

On a motion made by Mr. Durell, and seconded, that the House do come to the following resolution :

Resolved, That it be the duty of the Clerk of this House to furnish the representatives in Congress from each state in the union, for the time being, and the delegates from each of the territories thereof, with one copy of every public document, including the laws and journals printed by order of the House, to be by them transmitted to the principal seminary of learning in each state and territory, respectively.

The said proposed resolution was read, and on motion of Mr. Bacon, ordered to lie on the table.

The House then resumed the consideration of the first member of the first resolution reported on Thursday last from the committee of the whole House, which was depending yesterday at the time of adjournment, in the words following, to wit:

“Resolved, That the United States cannot, without a sacrifice of their rights, honor and independence, submit to the late edicts of Great Britain.”

And after farther debate thereon,

An adjournment was called for; on which,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, December 8, 1808.

Mr. Love presented a petition of John Strother, of the state of Virginia, devisee of Ralph Crunden, deceased, late a surgeons' mate in the Georgia line of the continental army, during the revolutionary war with Great Britain, praying that he may be allowed the pay and other emoluments due for the services of the deceased, in the capacity aforesaid.

The said petition was read, and ordered to be referred to Mr. Love, Mr. Tallmadge, Mr. Thomas Moore, Mr. John Campbell, Mr. Ilsley, Mr. Jacob Richards, and Mr. Gardenier, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

On motion of Mr. Desha,

Ordered, That the Committee of Claims, to whom was yesterday referred the petition of John Smith, be discharged from the consideration of the same; and that the petitioner have leave to withdraw his said petition and documents accompanying the same.

On motion of Mr. Fly,

Ordered, That the petition of Jabez Bill, of the state of Massachusetts, presented to the House on the sixth of February, one thousand eight hundred and seven, be referred to the committee appointed on the twenty-eighth ultimo, "to inquire into the expediency of making provision by law, for the relief of the infirm, disabled and superannuated officers and soldiers of the late revolutionary army, and of the present army of the United States."

Mr. Lewis presented a petition of the president and directors of the commercial company of the city of Washington, in the district of Columbia, praying that an act may be passed to incorporate the said company, containing such regulations and privileges, as to the wisdom of Congress shall seem meet.

The said petition was read, and ordered to be referred to the Committee for the District of Columbia.

On motion of Mr. Newton,

That the unfinished business of yesterday, depending at the time of adjournment, do lie on the table; and that the House do now, according to the order of the day, resolve itself into a committee of the whole House, on the amendatory bill authorizing the President to employ an additional number of revenue cutters.

And the question being taken thereupon,

It was resolved in the affirmative.

The House accordingly resolved itself into the said committee; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Trigg reported, that the committee had, according to order, had the said bill under consideration, and made no amendment thereto.

Ordered, That the said bill be engrossed, and read the third time, to-day.

The House then resumed the consideration of the first member of the first resolution reported on Thursday last from the committee of the whole House, which was depending yesterday at the time of adjournment, in the words following, to wit:

“Resolved, That the United States cannot, without a sacrifice of their rights, honor and independence, submit to the late edicts of Great Britain.”

And after farther debate thereon,

An adjournment was called for; on which,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

FRIDAY, December 9, 1808.

Mr. Lewis presented a petition of the president and directors of the Washington bridge company, praying, for the reasons therein set forth, a revision and amendment of an act passed at the last session of

Congress, intituled "An act authorizing the erection of a bridge over the river Potomac, within the district of Columbia."

The said petition was read, and ordered to be referred to the Committee for the District of Columbia.

Mr. Jeremiah Morrow, from the Committee on the Public Lands, presented, according to order, a bill to revive and continue the authority of the commissioners of Kaskaskia, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. John Montgomery presented a petition of John Atkin, of Cecil county, in the state of Maryland, setting forth that he hath invented a mode of making and drawing malleable from cast iron, not heretofore in use; in the prosecution of which, as the petitioner suggests, great advantage will result in the manufacture of that article within the United States, and praying, that a law may be passed authorizing a patent to be granted to him for the exclusive benefit of the said invention or improvement, which was read, and ordered to be referred to Mr. John Montgomery, Mr. Livermore, and Mr. Smelt, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

On motion of Mr. Say,

Ordered, That the petition of Philip Wilson, senior, of the city of Philadelphia, presented the twelfth of November, one thousand eight hundred and seven, be referred to the Committee of Claims.

On motion of Mr. Chittenden, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Burlington, in the county of Chittenden, to the court house in the county of Grand Isle, in the state of Vermont.

An engrossed bill, to authorize the President to employ an additional number of revenue cutters, was read the third time: Whereupon,

A motion was made by Mr. Durell, and seconded, that the said bill be re-committed to the Committee of Commerce and Manufactures, farther to consider and report thereon to the House.

And the question being put thereupon,

It passed in the negative.

The main question was then taken, that the said bill do pass,

And resolved in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas } 90. \\ \text{Nays } 26. \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
John Clopton,  
Richard Cutts,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
Daniel M. Durell,  
William Findley,

James Fisk,  
Meshack Franklin,  
Francis Gardner,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Edwin Gray,  
Isaiah L. Green,  
John Harris,  
John Heister,  
William Helms,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Isley,  
Richard M. Johnson,  
James Kelly,  
Thomas Kenan,  
Philip B. Key,  
William Kirkpatrick,  
John Lambert,  
Edward Lloyd,  
John Love,  
Robert Marion,  
William McCreery,

William Milnor,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Rea, (*Pennsylvania*,)  
 John Rhea, (*Tennessee*,)  
 Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 Benjamin Say,  
 Ebenezer Seaver,

Samuel Shaw,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 Richard Stanford,  
 Clement Storer,  
 Peter Swart,  
 John Taylor,  
 John Thompson,  
 George M. Troup,  
 James I. Van Allen,  
 Archibald Van Horn,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Alexander Wilson, and  
 Richard Winn.

Those who voted in the negative, are

John Campbell,  
 Martin Chittenden,  
 John Culpeper,  
 John Davenport, junior,  
 James Elliot,  
 William Ely,  
 Barent Gardenier,  
 William Hoge,  
 Richard Jackson,  
 Robert Jenkins,  
 Joseph Lewis, junior,  
 Edward St. Loë Livermore,  
 Nathaniel Macon,

Josiah Masters,  
 Jonathan O. Mosely,  
 Timothy Pitkin, junior,  
 John Russell,  
 James Sloan,  
 William Stedman,  
 Lewis B. Sturges,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 Jabez Upham,  
 Philip Van Cortlandt,  
 David R. Williams, and  
 Nathan Wilson.

Resolved, That the title be "An act to authorize the President to employ an additional number of revenue cutters."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

A message from the Senate, by Mr. Otis, their Secretary.

**Mr. Speaker:** The Senate have passed a bill, intituled "An act farther to amend the judicial system of the United States," to which they desire the concurrence of this House: And then he withdrew.

The House resumed the consideration of the unfinished business depending yesterday at the time of adjournment; and the first member of the first resolution reported from the committee of the whole House, on the report of the select committee appointed on so much of the message from the President of the United States, as respects our relations with foreign powers, being again read, in the words following, to wit:

"Resolved, That the United States cannot, without a sacrifice of their rights, honor and independence, submit to the late edicts of Great Britain."

And farther debate arising thereon,

An adjournment was called for; on which,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

#### SATURDAY, December 10, 1808.

**Mr. Lewis,** from the Committee for the District of Columbia, presented, according to order, a bill supplementary to the act, intituled "An act for the establishment of a turnpike company in the county of Alexandria, in the district of Columbia;" which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

**Mr. Masters** presented a petition of **James Maccomb,** of Waterford, in the state of New York, praying the renewal of a patent, heretofore granted to the petitioner, for the exclusive benefit of a new in-



vention discovered by him in the construction of a water wheel for the use of grist-mills, or other water works, for such further time as to the wisdom of Congress shall seem meet.

The said petition was read, and ordered to be referred to the committee, appointed the second instant, on the petition of Samuel Morey, of the state of New Hampshire.

On motion of Mr. Goodwyn, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Hicks's ford, in the state of Virginia, by Lawrence Smith's store, to Murfreesborough, in North Carolina.

Mr. Mumford presented a petition of sundry citizens of the state of New York, whose names are thereunto subscribed, praying, for the reasons therein specified, that the importation of iron hoops, nail and spike rods, from foreign countries, may be prohibited by law, or the impost duty thereon so increased, as may effectually promote the manufacture of the said articles within the United States.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

On motion of Mr. Holmes,

Ordered, That the Committee of Claims, to whom were referred, on the fifteenth and twenty-fifth ultimo, the petitions of James Quarles and James Howard, of the state of Virginia, be discharged from the consideration thereof; and that the petitioners, respectively, have leave to withdraw their said petitions, with the documents accompanying the same.

On motion of Mr. Holmes,

Ordered, That the Committee of Claims, to whom were referred, on the eighteenth, twenty-first, twenty-third, and twenty-fifth ultimo, and the fifth instant, the several petitions of Ephraim Clark, Amey Dar-

din, Pattin Jackson, Matthew Crozier and others, Lucy Dixon, and Ludwig Kuhn, be discharged from the consideration thereof ; and that the said petitions be severally referred to the committee appointed on the eighth instant on the petition of John Strother, of the state of Virginia.

The bill sent from the Senate, intituled " An act further to amend the judicial system of the United States," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to Mr. Marion, Mr. Holland, and Mr. Kelly, to consider and report thereon to the House.

Mr. Richard Jackson presented a petition of Job Sheldon, of Providence, in the state of Rhode Island, praying that he may be allowed the proportion of land due for his services as a sergeant in the regiment commanded by colonel Jeremiah Olney, of the continental army, during the revolutionary war with Great Britain.

The said petition was read, and ordered to be referred to the Committee on the Public Lands.

Mr. Nelson, from the committee appointed the eleventh ultimo, on so much of the message from the President of the United States as relates to the military and naval establishments, presented, according to order, a bill authorizing the appointment and employment of an additional number of navy officers, seamen and marines, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Thomas, the delegate from the Indiana territory, presented a petition of John Gibson and Henry Vanderburgh, officers in the Virginia and New York lines of the continental army, during the revolu-

tionary war with Great Britain, praying to be allowed half pay for life, or an equivalent thereto, deducting the five years commutation, or such a sum. on that account, as Congress in their wisdom and justice may think proper.

The said petition was read, and ordered to be referred to the committee, appointed the eighth instant, on the petition of John Strother.

On motion of Mr. Samuel Smith, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Pittsburg, through M'Keasport and Elizabethtown, to Parkision's ferry, in Pennsylvania.

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of altering the post-road from Pittsburg to Butler, so as to pass through Harmony.

On motion of Mr. Gardner,

Ordered, That the petition of Nathan Babbit, of the state of New Hampshire, presented on the eighteenth of November, one thousand eight hundred and seven, be referred to the committee appointed the eighth instant, on the petition of John Strother.

On motion of Mr. Nicholas R. Moore,

Ordered, That the petition of John Elliott, of the state of Maryland, presented on the twenty-fifth of November, one thousand eight hundred and seven, be referred to the select committee last mentioned.

The House resumed the consideration of the first member of the first resolution, reported from the committee of the whole House on the report of the select committee, appointed on so much of the message from the President of the United States as respects our relations with foreign powers, in the words following, to wit :

“ Resolved, That the United States cannot, without a sacrifice of their rights, honor and independence, submit to the late edicts of Great Britain.”

And after debate thereon,  
An adjournment was called for; on which,  
The several orders of the day were farther postponed until Monday next.  
And the House adjourned until Monday morning, eleven o'clock.

MONDAY, December 12, 1808.

On motion of Mr. Holmes, and seconded,  
Ordered, That the Committee of Claims, to whom were referred on the eighteenth ultimo, the petitions of John Lœhman, and John Duteil, be discharged from the consideration thereof; and that the said petitions be severally referred to the committee appointed on the twenty-eighth ultimo, "to inquire into the expediency of making provision, by law, for the relief of the infirm, disabled and superannuated officers and soldiers of the late revolutionary war, and of the present army of the United States."

Mr. Mumford presented a memorial of the surviving officers of the late revolutionary army and navy of the state of New York, praying that they may receive the difference of the interest of six per cent. on their final settlement certificates for the years one thousand seven hundred and eighty-two and one thousand seven hundred and eighty-three, and on the commutation certificates from the first of January, one thousand seven hundred and eighty-four, to the first of January, one thousand seven hundred and ninety-one, which were funded at three per cent. also, ten years interest upon one third of the principal of their respective final settlement and commutation notes, which constituted the six per cent. deferred stock.

The said memorial was read, and ordered to lie on the table.

On motion of Mr. Poindexter,  
Ordered; That the petition of Edward Turner, of the Mississippi territory, presented to this House on

the ninth of February last, be referred to the Committee of Claims.

Mr. Southard presented a petition of the associates of the Jersey company, in the state of New Jersey, praying, that the town of Jersey, in the said state, may be made a port of entry, which was received, and ordered to be referred to the Committee of Commerce and Manufactures.

Mr. Trigg presented a petition of Francis Preston, of the state of Virginia, praying, for the reasons therein specified, that he may be allowed the proportion of land due to the heirs of the late general William Campbell, deceased, in consideration of military services rendered by the said deceased, as an officer of the Virginia line on continental establishment, during the revolutionary war with Great Britain.

The said petition was read, and ordered to be referred to the Committee on the Public Lands.

On motion of Mr. Rhea, (of Tennessee)

Ordered, That the Committee on Post-offices and Post-roads, to whom was referred on the seventh instant, the petition of Nimrod Maxwell, of the state of Pennsylvania, be discharged from the consideration thereof; and that the said petition be referred to the Post-master General.

Mr. Holland presented a petition of sundry inhabitants of the state of North Carolina, whose names are thereunto subscribed, praying a discontinuance of certain post-roads established by law, and the establishment of new post-roads to pass through several places in the states of North Carolina and South Carolina, therein enumerated.

Mr. Jeremiah Morrow presented petitions of sundry inhabitants of the state of Ohio, whose names are thereunto subscribed, respectively praying that a new post-route may be established from Pittsburg, in the state of Pennsylvania, to the town of Cambridge, in the state of Ohio, to pass through the towns or places therein mentioned.

Mr. Jeremiah Morrow presented petitions of sundry inhabitants of the state of Ohio, whose names are thereunto subscribed, of the same tenor, and to the like effect, with the petitions of other inhabitants of the same state, presented on the twenty-fifth ultimo; which were received, and ordered to be referred to the Committee on the Public Lands.

On motion of Mr. Quincy,

Ordered, That the petition of Nathaniel F. Fosdick, late collector of the customs for the district of Portland and Falmouth, in the state of Massachusetts, presented on the twenty-sixth of February last, be referred to the Committee of Ways and Means.

On motion of Mr. Goodwyn,

Ordered, That the petition of Archibald Thweatt, of Petersburg, in the state of Virginia, presented on the second of February, in the present year, be referred to the Committee of Claims.

On motion of Mr. George Washington Campbell, and seconded.

Resolved. That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Kingston, in the state of Tennessee, to the court-house in the county of Rhea; and from thence to the court-house in the county of Bladsoe, in the said state.

On motion of Mr. Holmes,

Ordered, That the Committee of Claims, to whom were referred on the sixteenth, eighteenth and twenty-ninth ultimo, and the first and ninth of the present month, the petitions of John Heap, William Boyce, Betsey B. Steele, Paul Vandervoort, and Philip Wilson, senior, be discharged from the consideration thereof; and that the said petitions be severally referred to the committee appointed the eighth instant, on the petition of John Strother, of the state of Virginia.

Mr. John Montgomery presented a petition of James M. Devenney and Margaret Keys, of the city of Baltimore, in the state of Maryland, praying relief in the case of a certain house and lot, situate in the city of Baltimore aforesaid, which have been sold under the act of Congress, laying a direct tax within the United States.

The said petition was read, and ordered to be referred to Mr. John Montgomery, Mr. Hoge, Mr. Winn, Mr. Garnett, and Mr. Van Cortlandt, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

A motion was then made by Mr. Randolph, and seconded, that the House do come to the following resolution:

Resolved, That the injunction of secrecy imposed on the communication from our respective ministers at Paris and London, which accompanied the President's message of the eighth instant, be taken off, with the exception of the extract of a letter from general Armstrong to the Secretary of State, dated, Paris, December twenty-seventh, one thousand eight hundred and seven.

Mr. Speaker declared the said motion to be of a confidential nature; and thereupon, the House was cleared of all persons except the members and the Clerk.

And after debate thereon,

The question was taken, that the House do agree to the said proposed resolution,

And passed in the negative,     { Yeas 42.  
  { Nays 81.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Burwell Bassett,  
Epaphroditus Champion,  
Martin Chittenden,  
John Culpeper,  
John Davenport, junior,

Daniel M. Durell,  
James Elliot,  
William Ely,  
Barent Gardenier,  
James M. Garnett,

Edwin Gray,  
 John Harris,  
 William Hoge,  
 Richard Jackson,  
 Robert Jenkins,  
 James Kelly,  
 Thomas Kenan,  
 Philip B. Key,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Matthew Lyon,  
 Nathaniel Macon,  
 Josiah Masters,  
 John Morrow,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,

Roger Nelson,  
 Timothy Pitkin, junior,  
 Josiah Quincy,  
 John Randolph,  
 John Russell,  
 Samuel Smith,  
 William Stedman,  
 Lewis B. Sturges,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 Abram Trigg,  
 Jabez Upham,  
 Philip Van Cortlandt,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer, and  
 David R. Williams.

Those who voted in the negative, are

Evan Alexander,  
 Lemuel J. Alston,  
 Willis Alston, junior,  
 Ezekiel Bacon,  
 Joseph Barker,  
 William W. Bibb,  
 William Blackledge,  
 John Blake, junior,  
 Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William A. Burwell,  
 William Butler,  
 Joseph Calhoun,  
 George W. Campbell,  
 Matthew Clay,  
 John Clopton,  
 Richard Cutts,  
 John Dawson,  
 Josiah Deane,  
 Joseph Desha,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Francis Gardner,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,

Isaiah L. Green,  
 John Heister,  
 William Helms,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Isley,  
 John G. Jackson,  
 Richard M. Johnson,  
 Walter Jones,  
 William Kirkpatrick,  
 John Lambert,  
 John Love,  
 Robert Marion,  
 William McCreery,  
 William Milnor,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Rea, (*Pennsylvania*),  
 John Rhea, (*Tennessee*).



Jacob Richards,  
 Matthias Richards,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 James Sloan,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Henry Southard,  
 Richard Stanford,  
 Clement Storer,

Peter Swart,  
 John Taylor,  
 John Thompson,  
 George M. Troup,  
 James I. Van Alen,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

On motion of Mr. Randolph, and seconded, that the House do agree to the following order:

Ordered, That the secret journal of this day's proceedings be published.

And the question being put thereupon,  
 It was resolved in the affirmative.

On motion,

Ordered, That the doors be now opened.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have passed a bill intitled "An act for the relief of Andrew Joseph Villard," to which they desire the concurrence of this House: And then he withdrew.

The House resumed the consideration of the unfinished business depending on Saturday last, at the time of adjournment: Whereupon,

The first member of the first resolution reported from the committee of the whole House on the report of the select committee to whom was referred so much of the message from the President of the United States at the commencement of the present session, as respects our relations with foreign powers, being again read, in the words following, to wit:

"Resolved, That the United States cannot, without a sacrifice of their rights, honour and independence, submit to the late edicts of Great Britain."

And farther debate arising thereon,  
A motion was made by Mr. Upham, and seconded,  
that the House do now adjourn.

And the question being put thereupon,

It passed in the negative,      { Yeas, 47.  
   { Nays, 65.

The yeas and nays being demanded by one fifth of the members present,

**Those who voted in the affirmative, are**

**Eván Alexander,  
William W. Bibb,  
Epaphrodítus Champion,  
Martin Chittenden,  
John Culpeper,  
John Davenport, junior,  
James Elliot,  
William Ely,  
Barent Gardenier,  
Francis Gardner,  
Edwin Gray,  
John Harris,  
William Hoge,  
David Holmes,  
Richard Jackson,  
Robert Jenkins,  
James Kelly,  
Philip B. Key,  
Joseph Lewis, junior,  
Nathaniel Macon,  
William Milnor,  
Jonathan O. Mosely,  
Thomas Newton,  
Josiah Quincy.**

John Randolph,  
Jacob Richards,  
John Russell,  
James Sloan,  
John Smith,  
Samuel Smith,  
Richard Stanford,  
William Stedman,  
Lewis B. Sturges,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Thompson,  
George M. Troup,  
Jabez Upham,  
James I. Van Alen,  
Philip Van Cortlandt,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck,  
Jesse Wharton,  
David R. Williams,  
Nathan Wilson, and  
Richard Winn.

**'Those who voted in the negative, are**

**Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William Blackledge,  
John Blake, junior,**

**Thomas Blount,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun.  
George W. Campbell**

Matthew Clay,  
 John Clopton,  
 Richard Cutts,  
 John Dawson,  
 Josiah Deane,  
 Joseph Desha,  
 Daniel M. Durell,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Heister,  
 William Helms,  
 James Holland,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 John G. Jackson,  
 Richard M. Johnson,  
 Walter Jones,  
 Thomas Kenan,  
 William Kirkpatrick,  
 John Lambert,  
 Edward Lloyd,

Robert Marion,  
 Josiah Masters,  
 William M'Creery,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 John Morrow,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Wilson C. Nicholas,  
 John Porter,  
 John Rea, (*Pennsylvania*,)  
 John Rhea, (*Tennessee*,)  
 Matthias Richards,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 Clement Storer,  
 Peter Swart,  
 John Taylor,  
 Robert Whitehill, and  
 Isaac Wilbour.

The House then proceeded to the farther consideration of the said first member of the first resolution ; and after some time spent therein,

An adjournment was called for ; Whereupon,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

TUESDAY, December 13, 1808.

On motion of Mr. Thomas,

Resolved, That a committee be appointed to inquire into the expediency of dividing the Indiana territory ; and that they have leave to report by bill, or otherwise.

Ordered, That Mr. Thomas, Mr. Kenan, Mr. Taggart, Mr. Bassett, and Mr. Smilie, be appointed a committee pursuant to the said resolution.

On motion of Mr. Thomas,

Ordered, That the resolutions of the House of Representatives of the Indiana territory, which were read, and ordered to lie on the table on the fourteenth ultimo, be referred to the select committee last appointed.

Mr. Marion, from the committee to whom was referred, on the tenth instant, the bill sent from the Senate, intituled "An act further to amend the judicial system of the United States," reported, that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House without amendment: Whereupon,

Ordered, That the said bill be committed to a committee of the whole House, to-morrow.

On motion of Mr. Hoge,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Washington, through Burget's town, to Georgetown, in the state of Pennsylvania.

On motion of Mr. Winn,

Resolved, That the Committee appointed on Post-offices and Post-roads be instructed to inquire into the expediency of extending the mail from York court-house to Lincoln court-house, in North Carolina; and from thence to return by York court-house, Chester, Blackstock's, and Winnsborough, to Columbia, the seat of government, in South Carolina.

On motion of Mr. Jeremiah Morrow, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Augusta, in the state of Kentucky, through Denhamstown and Williamsburgh, to Lebanon, in Ohio.

On motion of Mr. Dawson,

Ordered, That the Committee of Claims, to whom was referred on the fifth instant, the petition of Ambrose Lewis and Charles Lewis, of the state of Virginia, be discharged from the consideration thereof; and that the petitioners have leave to withdraw their said petition.

On motion of Mr. Howard,

Ordered, That the petition of Frances Bell, relict and administratrix of John Bell, deceased, presented on the thirty-first of January, one thousand eight hundred and seven, be referred to the Committee of Claims.

The bill sent from the Senate, intituled "An act for the relief of Andrew Joseph Villard," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

On motion of Mr. Alexander, and seconded,

Resolved, That a committee be appointed to inquire whether any, and if any, what farther provision ought to be made by law, prescribing the manner in which the public acts, records and judicial proceedings of one state shall be proved and given in evidence in another state, and the effect thereof; and that they have leave to report by bill, or otherwise.

Ordered, That Mr. Alexander, Mr. David R. Williams, Mr. John G. Jackson, Mr. Key, and Mr. Quincy, be appointed a committee pursuant to the said resolution.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have passed a bill, intituled "An act supplemental to an act, entitled 'An act for extending the terms of credit on revenue bonds in certain cases; and for other purposes,'" also, a bill, intituled "An act to change the post-route from

Annapolis to Rockhall, by Baltimore to Rockhall," to which they desire the concurrence of this House: And then he withdrew.

A message, in writing, was received from the President of the United States, by Mr. Coles, his Secretary, who delivered in the same, and then withdrew.

The House resumed the consideration of the first member of the first resolution reported from the committee of the whole House, which was depending yesterday at the time of adjournment, in the words following, to wit:

"Resolved, That the United States cannot, without a sacrifice of their rights, honor and independence, submit to the late edicts of Great Britain."

And after farther debate thereon,

The question was taken, that the House do agree to the said first member of the resolution,

And resolved in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas 121.} \\ \text{Nays 2.} \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,

George W. Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
Matthew Clay,  
John Clopton,  
John Culpeper,  
Richard Cutts,  
John Davenport, junior,  
John Dawson,  
Josiah Deane,  
Joseph Deane,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
William Findley,  
James Fisk,  
Meshack Franklin,

## 114 JOURNAL OF THE HOUSE

Francis Gardner,	Timothy Pitkin, junior,
James M. Garnett,	John Porter,
Thomas Gholson, junior,	Josiah Quincy,
Peterson Goodwyn,	John Randolph,
Edwin Gray,	John Rea, ( <i>Pennsylvania</i> )
Isaiah L. Green,	John Rhea, ( <i>Tennessee</i> )
John Harris,	Jacob Richards,
John Heister,	Matthias Richards,
Williams Helms,	John Russell,
James Holland,	Benjamin Say,
David Holmes,	Ebenezer Seaver,
Benjamin Howard,	Samuel Shaw,
Reuben Humphreys,	James Sloan,
Daniel Hsley,	Dennis Smelt,
John G. Jackson,	John Smilie,
Richard Jackson,	Jedediah K. Smith,
Robert Jenkins,	John Smith,
Richard M. Johnson,	Samuel Smith,
Walter Jones,	Henry Southard,
James Kelly,	Richard Stanford,
Thomas Kenan,	William Stedman,
Philip B. Key,	Clement Storer,
William Kirkpatrick,	Lewis B. Sturges,
John Lambert,	Peter Swart,
Joseph Lewis, junior,	Samuel Taggart,
Edward Lloyd,	Benjamin Tallmadge,
John Love,	John Taylor,
Nathaniel Macon,	John Thompson,
Robert Marion,	Abram Trigg,
Josiah Masters,	George M. Troup,
William McCreery,	Jabez Upham,
William Milnor,	James I. Van Alen,
Daniel Montgomery, junior,	Philip Van Cortlandt,
John Montgomery,	Archibald Van Horn,
Nicholas R. Moore,	Killian K. Van Rensselaer,
Thomas Moore,	Daniel C. Verplanck,
Jeremiah Morrow,	Jesse Wharton,
John Morrow,	Robert Whitehill,
Jonathan O. Mosely,	Isaac Wilbour,
Gurdon S. Mumford,	David R. Williams,
Roger Nelson,	Alexander Wilson,
Thomas Newbold,	Nathan Wilson, and
Thomas Newton,	Richard Winn.
Wilson C. Nicholas,	

Those who voted in the negative, are

Barent Gardenier, and

William Hoge.

The question was then stated from the chair, that the House do now agree to the second member of the said first resolution, in the words following, to wit :

“ And France : ” When,

A question of order was raised by Mr. Randolph, and seconded, whether that question was in order, it being detached from, and not having immediate reference to the said first member of the resolution, and conveying no definite meaning, and therefore not susceptible of a division,

Mr. Speaker decided that it was in order to put the question upon the said second member.

An appeal was then made by Mr. Randolph, and seconded, from the decision of the chair ; and objection being made to the admissibility of the said appeal,

Mr. Speaker decided, that in his opinion, an appeal to the House from the decision of the chair, in this case, was admissible : Whereupon,

An appeal from the decision of the Speaker on the appeal of Mr. Randolph, was made by Mr. Gholson, and seconded.

The question was then taken, “ Is the decision of the chair upon the appeal of Mr. Randolph correct ? ”

And passed in the negative.

The question then recurred on the said second member of the said first resolution ; and the same being taken,

It was resolved in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas 113.} \\ \text{Nays 2.} \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Lamuel J. Alston,  
Willis Alston, junior.  
Ezekiel Bacon,

David Bard,  
Joseph Barker,  
Burwell Bassett,



William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Martin Chittenden,  
Matthew Clay,  
John Clepton,  
John Culpeper,  
Richard Cutts,  
John Davenport, junior,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Francis Gardner,  
James M. Garnett,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Edwin Gray,  
Isaiah L. Green,  
John Harris,  
John Heister,  
William Helms,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Hsley,  
John G. Jackson,  
Richard Jackson,  
Robert Jenkins,  
Richard M. Johnson,  
Walter Jones,  
James Kelly,  
Thomas Kenan,

Philip B. Key,  
William Kirkpatrick,  
John Lambert,  
Joseph Lewis, junior,  
Edward Lloyd,  
John Love,  
Nathaniel Macon,  
Robert Marion,  
Josiah Masters,  
William McCreery,  
William Milnor,  
Daniel Montgomery, junior,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Gurdon S. Mumford,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
Timothy Pitkin, junior,  
John Porter,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
John Russell,  
Benjamin Say,  
Ebenezer Seaver,  
Samuel Shaw,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Samuel Smith,  
Henry Southard,  
Richard Stanford,  
William Stedman,  
Clement Storer,  
Lewis B. Sturges,  
Samuel Taggart,  
John Taylor,  
John Thompson,  
Abram Trigg,  
George M. Troup,

Jabez Upham,  
James I. Van Alen,  
Philip Van Cortlandt,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck,  
Jesse Wharton,

Robert Whitehill,  
Isaac Wilbour,  
David R. Williams,  
Alexander Wilson,  
Nathan Wilson, and  
Richard Winn.

Those who voted in the negative, are

Barent Gardenier, and

William Hoge.

The main question was then taken, that the House do agree to the said first resolution as reported from the committee of the whole House, in the words following, to wit:

“Resolved, That the United States cannot, without a sacrifice of their rights, honor and independence, submit to the late edicts of Great Britain and France.”

And resolved in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas 118.} \\ \text{Nays 2.} \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,

Epaphroditus Champion,  
Martin Chittenden,  
Matthew Clay,  
John Clopton,  
John Culpeper,  
Richard Cutts,  
John Davenport, junior,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Francis Gardner,

James M. Garnett,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Edwin Gray,  
 Isaiah L. Green,  
 John Harris,  
 John Heister,  
 William Helms,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Ilisley,  
 John G. Jackson,  
 Richard Jackson,  
 Robert Jenkins,  
 Richard M. Johnson,  
 Walter Jones,  
 James Kelly,  
 Thomas Kenan,  
 Philip B. Key,  
 William Kirkpatrick,  
 John Lambert,  
 Joseph Lewis, junior,  
 Edward Lloyd,  
 John Love,  
 Nathaniel Macon,  
 Robert Marion,  
 Josiah Masters,  
 William M'Creery,  
 William Milnor,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,

Wilson C. Nicholas,  
 Timothy Pitkin, junior,  
 John Porter,  
 Josiah Quincy,  
 John Randolph,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 John Russell,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 James Sloan,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Henry Southard,  
 Richard Stanford,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Taylor,  
 John Thompson,  
 Abram Trigg,  
 George M. Troup,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 David R. Williams,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

Those who voted in the negative, are

Barent Gardenier, and

William Hoge.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, December 14, 1808.

The message, in writing, received from the President of the United States, on the thirteenth instant, was read, and is as follows :

*"To the Senate and House of Representatives of the United States.*

"I now transmit to both Houses of Congress a report of the commissioners appointed under the act of March twenty-ninth, one thousand eight hundred and six, concerning a road from Cumberland to Ohio, being a statement of the proceedings under the said act, since their last report communicated to Congress, in order that Congress may be enabled to adopt such farther measures as may be proper under existing circumstances."

"TH: JEFFERSON."

"December 13, 1808."

Ordered, That the said message, together with the documents accompanying the same, be referred to Mr. Jeremiah Morrow, Mr. John G. Jackson, Mr. Lloyd, Mr. Lyon, and Mr. Rea (of Pennsylvania.)

Mr. Wilbour presented a petition of sundry inhabitants of the village of Apponaug, in the county of Kent, and state of Rhode Island, whose names are thereunto subscribed, praying that the said village of Apponaug may be erected into a port of delivery; and that the surveyor of the port of East Greenwich, in the said state, may be authorized to act as surveyor of the same.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

Mr. Goodwyn presented a petition of John Goodrum, of the state of Virginia, praying to be allowed the pay and other emoluments, due for his services as a soldier in the Virginia line of the continental army, during the revolutionary war with Great Britain, no part of which has, as heretofore, been paid to him.

The said petition was read, and ordered to be referred to the committee, appointed on the eighth instant, on the petition of John Strother.

The bill sent from the Senate, intituled "An act supplemental to an act, entitled "An act for extending the terms of credit on revenue bonds in certain cases, and for other purposes," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

The bill sent from the Senate, intituled "An act to change the post-route from Annapolis to Rockhall, by Baltimore to Rockhall," was read the first time.

On motion.

The said bill was read the second time, and ordered to be committed to the Committee on Post-offices and Post-roads.

Mr. Lemuel J. Alston presented a petition of sundry inhabitants of Andersonville and of Generostee, in Pendleton district, in the state of South Carolina, whose names are thereunto subscribed, praying that the present post-route from Pendleton court-house to Edgefield court-house may be so altered as to pass through the said town of Andersonville, for the convenience and benefit of the petitioners aforesaid.

The said petition was read, and ordered to be referred to the Committee on Post-offices and Post-roads.

The House proceeded to consider the second resolution reported by the select committee, appointed on that part of the President's message, at the commencement of the present session, which relates to our foreign relations, and to which the committee of the whole House reported their agreement on the first instant ; which said second resolution is contained in the words following, to wit :

“ Resolved, That it is expedient to prohibit, by law, the admission, into the ports of the United States, of all public or private, armed or unarmed, ships or vessels belonging to Great Britain or France, or to any other of the belligerent powers having in force orders or decrees violating the lawful commerce and neutral rights of the United States ; and also the importation of any goods, wares or merchandise, the growth, produce or manufacture of the dominions of any of the said powers, or imported from any place in the possession of either.”

And debate arising thereon,

An adjournment was called for ; on which,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, December 15, 1808.

Mr. Lewis, from the Committee for the District of Columbia, presented, according to order, a bill authorizing a lottery to raise a sum of money for the purpose of building a church in the town of Alexandria, in the district of Columbia, for the use of the Episcopal congregation in the said town, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

On motion of Mr. Jesse B. Thomas, and seconded,

Resolved, That a committee be appointed to inquire into the expediency of extending the right of suffrage in the Indiana territory ; and that the said committee have leave to report thereon by bill, or otherwise.

Ordered, That Mr. Thomas, Mr. Culpeper, Mr. Goodwyn, Mr. Blake, and Mr. Sloan, be appointed a committee pursuant to the said resolution.

Mr. Thomas presented to the House sundry resolutions of the legislative council of the Indiana territory, relative to an extension of the right of suffrage therein, which were read, and, together with such parts of the resolutions of the house of representatives of that territory, presented on the fourteenth ultimo, as relate to the same subject, ordered to be referred to the select committee last appointed.

On motion of Mr. Love, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be directed to inquire into the expediency of discontinuing the post-route from Fauquier court-house to Paris, in the same county, in Virginia ; and establishing a post-route from New Baltimore to Gibson's store, in the said county, and thence to return by Fauquier court-house, to New Baltimore.

Mr. Lewis presented to the House a representation from Samuel H. Smith, Robert Brent, and Thomas Corcoran, a committee appointed by the levy court of the county of Washington, in the district of Columbia, praying that the said levy court may be vested with full power to lay out and repair public roads, and to erect and repair bridges in the said county, under such conditions as to the wisdom of Congress shall seem meet.

The said representation was read, and together with a copy of certain proceedings of the levy court aforesaid, ordered to be referred to the Committee for the District of Columbia.

Mr. Lewis presented a petition of the vestry of the protestant episcopal church in the city of Washington, praying that the petitioners may be authorized, by law, to raise, by way of lottery, a sum not exceeding eight thousand dollars, for the purpose of finishing the building of a church in the said city, and the payment of debts already incurred on account of the same, which was read, and ordered to be referred to the Committee for the District of Columbia.

On motion of Mr. Goodwyn,

Ordered, That the petition of Thomas Wilcox, of the town of Petersburg, in the state of Virginia, presented on the fifteenth of February last, be referred to the Committee of Claims.

On motion of Mr. Love,

Ordered, That the petition of sundry inhabitants of the counties of Alexandria and Washington, presented on the seventeenth of December, one thousand eight hundred and six, be referred to the Committee for the District of Columbia.

Mr. Samuel Smith presented a petition of John M'Coy, praying, for the reasons therein specified, that he may receive compensation for the hire of sundry waggon-horses employed in the service of the continental army, during the revolutionary war with Great Britain.

The said petition was read; and ordered to be referred to the committee appointed on the twenty-eighth ultimo, "to inquire into the expediency of providing by law, for the relief of the infirm, disabled and superannuated officers and soldiers of the late revolutionary army, and of the present army of the United States."

Mr. Eppes presented to the House certain returns or statements relative to the amount of free male inhabitants, and the number of votes taken at elections held in the counties of Randolph and St. Clair, in the territory of Indiana, together with the depositions of sundry persons in that territory relative thereto, which



were received, and ordered to be referred to the committee appointed on the thirteenth instant, "to inquire into the expediency of dividing the Indiana territory."

On motion of Mr. Ely, and seconded,

Resolved, That the Committee on Post-Offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Springfield, through South Hadley, to Northampton, in the state of New Hampshire.

Mr. Poindexter presented a petition of Richard Tervin, of Washington county, in the Mississippi territory, praying, for the reasons therein specified, that a title in fee simple may be granted to the petitioner for a certain tract of land situate on the east bank of the Tombigbee river, within the said territory.

The said petition was read, and ordered to be referred to the Committee on the Public Lands.

On motion of Mr. Johnson,

Ordered, That the letter and representation of Thomas Paine, presented on the fourth of February last, be referred to the Committee of Claims.

The House resumed the consideration of the second resolution reported from the committee of the whole House on the first instant, which was depending yesterday at the time of adjournment, in the words following, to wit :

"Resolved. That it is expedient to prohibit, by law, the admission into the ports of the United States, of all public or private armed or unarmed ships or vessels belonging to Great Britain or France, or to any other of the belligerent powers having in force orders or decrees violating the lawful commerce and neutral rights of the United States; and also the importation of any goods, wares or merchandise, the growth, produce or manufacture of the dominions of any of the said powers, or imported from any place in the possession of either.

And after farther debate thereon,  
An adjournment was called for: Whereupon,  
The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

FRIDAY, December 16, 1808.

On a motion made by Mr. Gardenier, and seconded, that when this House adjourns, it will adjourn to meet on Monday next.

The question was taken thereupon,

And passed in the negative,  $\left\{ \begin{array}{l} \text{Yeas } 43 \\ \text{Nays } 58 \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
William W. Bibb,  
John Campbell,  
Martin Chittenden,  
John Davenport, junior,  
William Ely,  
John W. Eppes,  
Barent Gardenier,  
Francis Gardner,  
James M. Carnett,  
William Hoge,  
David Holmes,  
Richard Jackson,  
Robert Jenkins,  
Walter Jones,  
James Kelly,  
Philip B. Key,  
William Kirkpatrick,  
Joseph Lewis, junior,  
Edward St. Loe Livermore,  
Edward Lloyd,  
Robert Marion,

William Milnor,  
Thomas Newton,  
Timothy Pitkin, jun.  
Josiah Quincy,  
John Randolph,  
Jacob Richards,  
Benjamin Say,  
Richard Stanford,  
William Stedman,  
Lewis B. Sturges,  
Samuel Taggart,  
John Taylor,  
George M. Troup,  
Jabez Upham,  
Philip Van Cortlandt,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
David R. Williams,  
Alexander Wilson,  
Nathan Wilson, and  
Richard Winn.

Those who voted in the negative, are

Lemuel J. Alston,  
David Bard,  
Joseph Barker,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
John Clopton,  
John Culpeper,  
Richard Cutts,  
John Dawson,  
Joseph Desha,  
James Fisk,  
Meaback Franklin,  
Edwin Gray,  
Isaiah L. Green,  
John Harris,  
John Heister,  
William Helms,  
James Holland,  
Benjamin Howard,  
Daniel Isley,  
Richard M. Johnson,  
John Lambert,

John Love,  
William M'Creeery,  
Daniel Montgomery, junior,  
John Montgomery,  
Nicholas R. Moore,  
Jeremiah Morrow,  
John Morrow,  
Gurdon S. Mumford,  
Roger Nelson,  
Thomas Newbold,  
John Porter,  
John Rea, (*Pennsylvania*),  
John Rhea, (*Tennessee*)  
Matthias Richards,  
Samuel Riker,  
John Russell,  
Lemuel Sawyer,  
Ebenezer Seaver,  
Samuel Shaw,  
James Sloan,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Samuel Smith,  
Clement Storer,  
Peter Swart,  
Jesse Wharton, and  
Robert Whitehill.

Mr. Lewis, from the Committee for the District of Columbia, presented, according to order, a bill supplementary to the act, intituled "An act to amend the charter of Alexandria," which was received, and read the first.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. John Montgomery, from the committee appointed on the fifteenth ultimo, "to inquire if any, and what compensation ought to be made to captain

Pike, and his companions, for their services in exploring the Mississippi river, in their late expedition to the sources of the Osage, Arkensaw and La Plate rivers, together with their tour through New Spain, made a report thereon, which was read, and ordered to be referred to a committee of the whole House, on Tuesday next.

Mr. John Montgomery, from the same committee, presented, according to order, a bill making compensation to captain Zebulon M. Pike, and his companions, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to the committee of the whole House, last appointed.

The Speaker laid before the House, a letter from the Secretary of the Treasury, accompanying his report, and sundry statements marked A, B, C, and D, prepared in pursuance of the "Act supplementary to the act, intituled "An act to establish the Treasury Department," which were read, and ordered to be referred to the Committee of Ways and Means.

On motion of Mr. George Washington Campbell, and seconded,

Ordered, That two thousand copies of the report, and three hundred copies of the letter and statements accompanying the same, be printed for the use of the members.

Mr. Thomas presented a petition of sundry inhabitants of Knox county, in the Indiana territory, whose names are thereunto subscribed, in opposition to the prayer of petitions of the inhabitants of the counties of Randolph and St. Clair, presented on the sixth of April last, for a division of the said territory into two separate governments.

The said petition was received, and ordered to be referred to the committee appointed the thirteenth instant, on the expediency of dividing the Indiana territory.

On motion of Mr. Lyon,

Ordered, That the said petitions of the inhabitants of Randolph and St. Clair, in the Indiana territory, be referred to the select committee last mentioned.

The House resumed the consideration of the second resolution reported from the committee of the whole House on the first instant, which was depending yesterday at the time of adjournment, in the words following, to wit :

Resolved, That it is expedient to prohibit, by law, the admission into the ports of the United States, of all public or private armed or unarmed ships or vessels belonging to Great Britain or France, or to any of the belligerent powers having in force orders or decrees violating the lawful commerce and neutral rights of the United States; and also, the importation of any goods, wares or merchandise, the growth, produce or manufacture of the dominions of any of the said powers, or imported from any place in the possession of either.

And farther debate arising thereon,

An adjournment was called for ; on which

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

SATURDAY, December 17, 1808.

On a motion made by Mr. Alexander Wilson, and seconded, that the House do now adjourn until Monday morning, eleven o'clock.

The question was taken thereupon,

And passed in the negative, } Yeas 5.  
  } Nays 39.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are,

Abram Trigg,  
Philip Van Cortlandt,  
Archibald Van Horn,

Killian K. Van Rensselaer, and  
Alexander Wilson.

Those who voted in the negative, are

Willis Alston, junior,  
Joseph Barker,  
William W. Bibb,  
John Blake, junior,  
William Butler,  
Joseph Calhoun,  
John Clopton,  
John Culpeper,  
James Fisk,  
Meshack Franklin,  
Francis Gardner,  
Edwin Gray,  
Isaiah L. Green,  
John Harris,  
William Helms,  
Daniel Haley,  
Thomas Kenan,  
John Lambert,  
Nathaniel Macos,  
William Milnor,

Daniel Montgomery, junior,  
Jeremiah Morrow,  
John Morrow,  
Roger Nelson,  
Thomas Newbold,  
Timothy Pitkin, junior,  
Josiah Quincy,  
John Rhea, (*Tennessee*),  
Jacob Richards,  
Ebenezer Seaver,  
Jedediah K. Smith,  
John Smith,  
Clement Storer,  
Benjamin Tallmadge,  
John Taylor,  
John Thompson,  
George M. Troup,  
James I. Van Allen, and  
Robert Whitehill.

It having appeared by the foregoing vote, that a quorum consisting of a majority of the whole number of members was not present,

A motion was made by Mr. Van Cortlandt, and seconded, that the Speaker be requested to direct the doorkeeper to send for absent members for the purpose of forming a quorum to proceed on the business before the House.

And the question being taken thereupon,  
It passed in the negative.

A motion was then made by Mr. Van Cortlandt, and seconded. that the House do now adjourn until Monday morning, eleven o'clock.

And the question being put thereupon,

It passed in the negative, { Yeas 9.  
  { Nays 50.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

John Davenport, junior,	Archibald Van Horn,
David Holmes,	Killian K. Van Rensselaer,
Robert Jenkins,	Alexander Wilson, and
Edward St. Loe Livermore,	Richard Winn.
Philip Van Cortlandt,	

Those who voted in the negative, are

Willis Alston, junior,	Jeremiah Morrow,
Joseph Barker,	John Morrow,
William W. Bibb,	Roger Nelson,
William Blackledge,	Thomas Newbold,
John Blake, junior,	Thomas Newton,
William Butler,	Timothy Pitkin, junior,
Joseph Calhoun,	Josiah Quincy,
John Clopton,	John Rhea, ( <i>Tennessee</i> ),
John Culpeper,	Jacob Richards,
John W. Eppes,	Lemuel Sawyer,
William Findley,	Ebenezer Seaver,
James Fisk,	Samuel Shaw,
Meshack Franklin,	James Sloan,
Francis Gardner,	Jedediah K. Smith,
Thomas Gholson, junior,	Samuel Smith,
Edwin Gray,	Clement Storer,
Isaiah L. Green,	Benjamin Tallmadge,
John Harris,	John Taylor,
Reuben Humphreys,	John Thompson,
Daniel Hsley,	Abram Trigg,
John Lambert,	George M. Troup,
Nathaniel Macon,	James I. Van Alen,
William Milnor,	Robert Whitehill,
Daniel Montgomery, junior,	David R. Williams, and
Nicholas R. Moore,	Nathan Wilson.

A sufficient number of members to form a quorum, having appeared and taken their seats in the House,

Mr. Lewis, from the Committee for the district of Columbia, presented, according to order a bill supplementary to an act, intituled "An act authorizing the erection of a bridge over the river Potomac within the district of Columbia," which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Burwell, from the committee appointed on the thirtieth November, presented, according to order, a bill supplemental to the act, intituled "An act to establish an uniform rule of naturalization; and to repeal the acts heretofore passed on the subject," which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House on Monday, the ninth of January next.

Mr. Nelson presented a petition of John O'Hara, praying that he may receive the arrearages of pension due to him in consideration of military services rendered, and personal injuries sustained, whilst a private in the continental army, during the revolutionary war with Great Britain.

The said petition was read, and ordered to be referred to the Committee of Claims.

Mr. Jeremiah Morrow presented petitions of sundry inhabitants of the state of Ohio, whose names are thereunto subscribed, of the same tenor, and to the like effect with the petitions of sundry other inhabitants of the said state, presented on the twenty-third ultimo, which were received, and ordered to be referred to the Committee on the Public Lands.

On motion of Mr. Goodwyn,

Ordered, That the petition of Benjamin Edwards, of the town of Petersburg, in the state of Virginia, presented on the twenty second of February last, be referred to the Committee of Claims.

Mr. Jeremiah Morrow, from the Committee on the Public Lands, to whom was referred on the twenty-ninth ultimo, the petition of the commissioners of the land office at Detroit, in the territory of



Michigan, made a report thereon, which was read and considered: Whereupon,

Resolved, That the prayer of the petitioners ought not to be granted.

On motion of Mr. Livermore, and seconded, that the House do agree to a resolution which he delivered in at the Clerk's table, where the same was read in the words following, to wit:

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire into the expediency of allowing certain vessels to clear out, and depart from the ports and harbors of the United States for the purpose of importing salt; and that they report by bill, or otherwise.

On motion of Mr. Bacon, and seconded,

Ordered, That the said proposed resolution do lie on the table.

On motion of Mr. Goodwyn,

Ordered, That the petition of John Bell and William Bell, of the town of Petersburg, in the state of Virginia, presented on the twenty-fourth of December, one thousand eight hundred and six, be referred to the Committee of Commerce and Manufactures.

On motion of Mr. Thomas,

Ordered, That the proceedings of the grand jury of St. Clair county, in the territory of Indiana, which were laid before the House on the second instant, be referred to the select committee appointed to inquire into the expediency of dividing the Indiana territory.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have passed a bill, intitled "An act to provide for arming, manning and fitting out for immediate service, all the public ships of war, vessels and gun-boats of the United States," to which they desire the concurrence of this House: And then he withdrew.

The House resumed the consideration of the second resolution reported from the committee of the whole House on the first instant, which was depending yesterday at the time of adjournment, in the words following, to wit:

Resolved, That it is expedient to prohibit, by law, the admission into the ports of the United States, of all public or private armed or unarmed ships or vessels belonging to Great Britain or France, or to any other of the belligerent powers having in force orders or decrees violating the lawful commerce and neutral rights of the United States; and also the importation of any goods, wares or merchandise, the growth, produce or manufacture of the dominions of any of the said powers, or imported from any place in the possession of either.

And farther debate arising thereon,

A motion was made by Mr. Randolph, and seconded, that the House do now adjourn.

And the question being put thereupon,

It passed in the negative,      { Yeas, 42.  
   { Nays, 68.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Joseph Barker,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
John Davenport, junior,  
Daniel M. Durell,  
James Elliot,  
Francis Gardner,  
Edwin Gray,  
John Harris,  
William Hoge,  
Reuben Humphreys,  
Richard Jackson,

Robert Jenkins,  
James Kelly  
Philip B. Key,  
Joseph Lewis, junior,  
Edward St. Loë Livermore,  
Nathaniel Macon,  
Josiah Masters,  
William Milnor,  
Daniel Montgomery, junior,  
Jonathan O. Moseley,  
Gurdon S. Mumford,  
Thomas Newbold,  
Timothy Pitkin, junior,  
John Randolph,

John Rhea, (*Tennessee*)  
 John Russell,  
 James Sloan,  
 Richard Stanford,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,

Benjamin Tallmadge,  
 John Thompson,  
 Abram Trigg,  
 Jabez Upham,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer, and  
 David R. Williams.

Those who voted in the negative, are

Lemuel J. Alston,  
 Willis Alston, junior,  
 Ezekiel Bacon,  
 David Bard,  
 Burwell Bassett,  
 William Blackledge,  
 John Blake, junior,  
 Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William A. Burwell,  
 William Butler,  
 Joseph Calhoun,  
 Matthew Clay,  
 John Clopton,  
 Orchard Cook,  
 Richard Cutts,  
 John Dawson,  
 Joseph Desha,  
 John W. Eppes,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Heister,  
 William Helms,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Daniel Hsley,  
 John G. Jackson,

Richard M. Johnson,  
 Walter Jones,  
 Thomas Kenan,  
 John Lambert,  
 John Love,  
 Robert Marion,  
 William M'Creeery,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Roger Nelson,  
 Wilson C. Nicholas,  
 John Porter,  
 John Rea, (*Pennsylvania*),  
 Jacob Richards,  
 Matthias Richards,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 Dennis Smelt,  
 Jedediah K. Smith,  
 John Smith,  
 Henry Southard,  
 Clement Storer,  
 John Taylor,  
 James I. Van Alen,  
 Jesse Wharton,  
 Robert W. Hitchill,  
 Isaac Wilbour,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

A division of the question on the resolution depending before the House, was then called for by Mr. David R. Williams, and seconded : Whereupon,

So much of the said resolution being read, as is contained in the words following, to wit :

Resolved, That it is expedient to prohibit, by law, the admission into the ports of the United States, of all public or private armed or unarmed ships or vessels belonging to Great Britain or France, or to any other of the belligerent powers having in force orders or decrees violating the lawful commerce and neutral rights of the United States :

A motion was made by Mr. Van Horn, and seconded, to amend the original resolution, as reported from the committee of the whole House, by striking out after the words " goods, wares or merchandise," the following words "*the growth, produce or manufacture of the dominions of any of the said powers,*" and by adding to the end of the said resolution, the following words, " and that the act laying an embargo on all ships and vessels in the ports and harbours of the United States, and the several supplementary acts thereto, be repealed, so far as to allow the ships and vessels belonging to, and wholly navigated by citizens of the United States, to depart with their cargoes for places not in the possession of any of the said belligerent powers ; and that the citizens of the United States be authorized to arm and equip their merchant vessels, and repel by force any assault or hostility which shall be made or committed by any vessel belonging to any of the said powers, and may subdue and capture the same ; and may retake any vessel, owned as aforesaid, which may have been captured by any vessel belonging to any of the said powers."

A question of order was then moved by Mr. D. R. Williams, whether the said motion of Mr. Van Horn, as a substitute for a member of the said original resolution, was admissible according to the standing rules and orders of the House.

Mr. Speaker decided, as his opinion, that the said proposed amendment was in order, as not being a

substitute for the member of the original resolution proposed to be stricken out: Whereupon,

The question was taken, that the House do agree to the proposed amendment for striking out the words as before recited,

And passed in the negative.

The question then recurred on the amendment proposed by Mr. Van Horn; when

A motion was made by Mr. Upham, and seconded, that the House do now adjourn,

And the question being put thereupon,

It passed in the negative,    { Yeas 45.  
   { Nays 69.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,	Jonathan O. Mosely,
William W. Bibb,	Gurdon S. Mumford,
John Campbell,	Timothy Pitkin, junior,
Epaphroditus Champion,	Josiah Quincy,
Martin Chittenden,	John Randolph,
John Culpeper,	James Sloan,
John Davenport, junior,	John Smith,
Daniel M. Durell,	Samuel Smith,
James Elliot,	Richard Stanford,
William Ely,	William Stedman,
Francis Gardner,	Lewis B. Sturges,
Edwin Gray,	Peter Swart,
John Harris,	Samuel Taggart,
William Hoge,	Benjamin Tallmadge,
Richard Jackson,	John Thompson,
Robert Jenkins,	Abram Trigg,
James Kelly,	Jabez Upham,
Philip B. Key,	Philip Van Cortlandt,
Joseph Lewis, junior,	Archibald Van Horn,
Edward St. Loe Livermore,	Killian K. Van Rensselaer,
Nathaniel Macon,	David R. Williams, and
Josiah Masters,	Nathan Wilson.
William Milnor,	

Those who voted in the negative, are

Lemuel J. Alston,  
 Willis Alston, junior,  
 Ezekiel Bacon,  
 David Bard,  
 Burwell Bassett,  
 William Blackledge,  
 John Blake, junior,  
 Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William A. Burwell,  
 William Butler,  
 Joseph Calhoun,  
 George W. Campbell,  
 Matthew Clay,  
 John Clopton,  
 Orchard Cook,  
 John Dawson,  
 Joseph Desha,  
 John W. Eppes,  
 William Findley,  
 Meshack Franklin,  
 Barent Gardenier,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Heister,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Daniel Ilsey,  
 John G. Jackson,  
 Richard M. Johnson,  
 Walter Jones,

Thomas Kenan,  
 John Lambert,  
 John Love,  
 Robert Marion,  
 William M. Creery,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Rea, (*Pennsylvania*),  
 John Rhea, (*Tennessee*),  
 Matthias Richards,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 Henry Southard,  
 Clement Storer,  
 John Taylor,  
 James I. Van Allen,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Alexander Wilson, and  
 Richard Winn.

A division of the question was then called for on the amendment proposed by Mr. Van Horn, from the commencement thereof, and ending at the word "repealed," in the third line of the said amendment,

And the question to agree to the said division of the proposed amendments being stated from the chair,

Mr. Van Horn withdrew the said amendments from the clerk's table.

A motion was then made by Mr. Lewis, and seconded, that the House do now adjourn,  
And the question being taken thereupon,

**It passed in the negative,**      { Yeas 48.  
   { Nays 69.

The yeas and nays being demanded by one fifth of the members present,

**Those who voted in the affirmative, are**

William W. Bibb,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
Orchard Cook,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
Daniel M. Durell,  
William Ely,  
Francis Gardner,  
Edwin Gray,  
John Harris,  
William Hoge,  
Reuben Humphreys,  
Richard Jackson,  
Robert Jenkins,  
James Kelly,  
William Kirkpatrick,  
Joseph Lewis, junior,  
Edward St. Loe Livermore,  
Nathaniel Macon,  
Josiah Masters,  
William Milnor,

Daniel Montgomery, junior,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Timothy Pitkin, junior,  
Josiah Quincy,  
John Randolph,  
James Sloan,  
John Smith,  
Samuel Smith,  
Richard Stanford,  
William Stedman,  
Lewis B. Sturges,  
Peter Swart,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Thompson,  
Abram Trigg,  
Jabez Upham,  
Philip Van Cortlandt,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck,  
David R. Williams, and  
Nathan Wilson.

**'Those who voted in the negative, are**

**Lemuel J. Alston,  
Willis Alston, junior,  
David Bard,  
Burwell Bassett,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,**

**John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
John Clopton,**

Richard Cutts,  
John Dawson,  
Joseph Desha,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Barent Gardenier,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
John Heister,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Daniel Ilsey,  
John G. Jackson,  
Richard M. Johnson,  
Walter Jones,  
Thomas Kenan,  
John Lambert,  
John Love,  
Robert Marion,  
William McCreery,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,

Jeremiah Morrow,  
John Morrow,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Matthias Richards,  
Benjamin Say,  
Ebenezer Seaver,  
Samuel Shaw,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
Henry Southard,  
Clement Storer,  
John Taylor,  
George M. Troup,  
James I. Van Alen,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbour,  
Alexander Wilson, and  
Richard Winn.

A motion was made by Mr. Lewis, and seconded, to amend the original resolution depending before the House, by adding to the end thereof, the following words, "and also, that the act laying an embargo on all ships and vessels in the ports and harbours of the United States, with all acts supplementary thereto, be repealed."

A question of order was moved by Mr. Macon, whether an amendment containing the substance of a proposed resolution referred to a committee of the whole House, and made the order for a day certain, can be received as an amendment to the resolution under consideration, embracing a distinct subject:

Whereupon,

Mr. Speaker decided, as his opinion, that the proposed amendment could not be received, unless the



committee of the whole House was discharged from the consideration of a resolution moved by Mr. Chittenden on the tenth ultimo, and several subsequent resolutions proposed, and referred to the same committee of the whole House.

From which decision of the chair, an appeal was made by Mr. Stanford, and seconded.

And on the question, "Is the said decision of the chair correct?"

It was resolved in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas } 86. \\ \text{Nays } 32. \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
John Clopton,  
Orchard Cook,  
Richard Cutts,  
John Dawson,  
Joseph Desha,  
Daniel M. Durell,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Peterson Goodwyn,  
Isaiah L. Green,

John Heister,  
William Helms,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Hsley,  
John G. Jackson,  
Richard M. Johnson,  
Walter Jones,  
Thomas Kenan,  
William Kirkpatrick,  
John Lambert,  
John Love,  
Nathaniel Macon,  
Robert Marion,  
Josiah Masters,  
William M'Creery,  
Daniel Montgomery, junior,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Gurdon S. Mumford,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,

Wilson C. Nicholas,  
 John Porter,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 James Sloan,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Henry Southard,

Clement Storer,  
 Peter Swart,  
 John Taylor,  
 John Thompson,  
 George M. Troup,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 David R. Williams,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

Those who voted in the negative, are

Evan Alexander,  
 Lamuel J. Alston,  
 Burwell Bassett,  
 John Campbell,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 John Davenport, junior,  
 James Elliot,  
 William Ely,  
 Francis Gardner,  
 Thomas Gholson, junior,  
 John Harris,  
 Richard Jackson,  
 Robert Jenkins,  
 James Kelly,  
 Philip B. Key,

Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 William Milnor,  
 Jonathan O. Mosely,  
 Timothy Pitkin, junior,  
 Josiah Quincy,  
 John Randolph,  
 John Russell,  
 Richard Stanford,  
 William Stedman,  
 Lewis B. Sturges,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 Jabez Upham,  
 Archibald Van Horn, and  
 Killian K. Van Rensselaer.

A motion was then made by Mr. Lewis, and seconded, to amend the original resolution under consideration, by adding to the end thereof, the following words, "and also, that the act approved on the twelfth of March, one thousand eight hundred and eight, intituled "An act in addition to the act, intituled "An act supplementary to the act, intituled "An act laying an embargo on all ships and vessels in the ports and harbours of the United States," be repealed on the first day of January next."

Mr. Speaker decided, as his opinion, that it was not in order, as it partially embraced the substance of a proposed resolution already referred to a committee of the whole House, and not considered or reported on by the said committee to the House.

And on the question, "Is the said decision of the chair correct?"

**It was resolved in the affirmative,**

{	<b>Yeas 84.</b>
}	<b>Nays 31.</b>

The yeas and nays being demanded by one fifth of the members present,

**'Those who voted in the affirmative, are**

Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
John Clopton,  
Orchard Cook,  
Richard Cutts,  
John Dawson,  
Joseph Desha,

Daniel M. Durell,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Peterson Goodwyn,  
Isaiah L. Green,  
John Heister,  
William Helms,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Hsley,  
John G. Jackson,  
Richard M. Johnson,  
Walter Jones,  
Thomas Kenan,  
William Kirkpatrick,  
John Lambert,  
John Love,  
Robert Marion,

Josiah Masters,  
 William McCreery,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,

James Sloan,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Henry Southard,  
 Clement Storer,  
 Peter Swart,  
 John Taylor,  
 John Thompson,  
 George M. Troup,  
 James I. Van Alen,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 David R. Williams,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

Those who voted in the negative, are

Evan Alexander,  
 Burwell Bassett,  
 John Campbell,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior;  
 James Elliot,  
 William Ely,  
 Francis Gardner,  
 Thomas Gholson, junior,  
 Edwin Gray,  
 John Harris,  
 Richard Jackson,  
 Philip B. Key,

Joseph Lewis, junior,  
 Edward St. Loe Livermore;  
 William Milnor,  
 Jonathan O. Motely,  
 Timothy Pitkin, junior;  
 Josiah Quincy,  
 John Russell,  
 Richard Stanford,  
 William Stedman,  
 Lewis B. Sturges,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 Jabez Upham,  
 Archibald Van Horn, and  
 Killian K. Van Rensselaer.

The question then recurring on the first member of the said original resolution as proposed to be divided on a motion of Mr. David R. Williams, and herein before recited,

A division of the question on the said first member of the resolution, was called for by Mr. Gardenier,



Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Randolph,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*),  
Jacob Richards,  
Matthias Richards,  
Benjamin Say,  
Ebenezer Seaver,  
Samuel Shaw,  
James Sloan,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Samuel Smith,  
Henry Southard,

Richard Stanford,  
Clement Storer,  
Peter Swart,  
John Taylor,  
John Thompson,  
Abram Trigg,  
George M. Troup,  
James I. Van Alen,  
Philip Van Cortlandt,  
Archibald Van Horn,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbour,  
David R. Williams,  
Alexander Wilson,  
Nathan Wilson, and  
Richard Winn.

Those who voted in the negative, are

John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
John Culppeper,  
Samuel W. Dana,  
John Davenport, junior,  
James Elliot,  
William Ely,  
Barent Gardener,  
Edwin Gray,  
John Harris,  
Richard Jackson,  
Robert Jenkins,  
Philip B. Key,

Joseph Lewis, junior,  
Edward St. Loe Livermore,  
Josiah Masters,  
William Milnor,  
Jonathan O. Mosely,  
Timothy Pitkin, junior,  
Josiah Quincy,  
John Russell,  
William Stedman,  
Lewis B. Sturges,  
Samuel Taggart,  
Benjamin Tallmadge,  
Jabez Upham, and  
Killian K. Van Rensselaer.

A farther division of the question was moved by Mr. Elliot, and seconded, on the said first member of the resolution, on the words "or France," immediately following the words "Great Britain," herein before recited,

And the question being put thereupon,

It was resolved in the affirmative, { Yeas 97.  
Nays 24.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Lemuel J. Alston,  
 Willis Alston, junior,  
 Ezekiel Bacon,  
 David Bard,  
 Joseph Barker,  
 Burwell Bassett,  
 William W. Bibb,  
 William Blackledge,  
 John Blake, junior,  
 Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William A. Burwell,  
 William Butler,  
 Joseph Calhoun,  
 George W. Campbell,  
 Matthew Clay,  
 John Clopton,  
 Orchard Cook,  
 Richard Cutts,  
 John Dawson,  
 Joseph Desha,  
 Daniel M. Durell,  
 James Elliot,  
 John W. Eppes,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Barent Gardenier,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Edwin Gray,  
 Isaiah L. Green,  
 John Heister,  
 William Helms,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 John G. Jackson,  
 Richard M. Johnson,  
 Walter Jones,  
 Thomas Kenan,  
 William Kirkpatrick,

John Lambert,  
 John Love,  
 Nathaniel Madsen,  
 Robert Marion,  
 Josiah Masters,  
 William McCreery,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Randolph,  
 John Rea, (*Pennsylvania*),  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 James Sloan,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 Clement Storer,  
 Peter Swart,  
 John Taylor,  
 John Thompson,  
 Abram Trigg,  
 George M. Troup,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Archibald Van Horn,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert W. Hitchill,

**Isaac Wilbour,  
David R. Williams,  
Alexander Wilson,**

**Nathan Wilson, and  
Richard Winn.**

**Those who voted in the negative, are**

**Ervin Alexander,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
William Ely,  
John Harris,  
Richard Jackson,  
Robert Jenkins,  
Philip B. Key,**

Joseph Lewis, junior,  
William Milnor,  
Jonathan O. Mosely,  
Timothy Pitkin, junior,  
Josiah Quincy,  
John Russell,  
William Stedman,  
Lewis B. Sturges,  
Samuel Taggart,  
Benjamin Tallmadge,  
Jabez Upham, and  
Killian K. Van Rensselaer.

And on the question, that the House do agree to the second member of the said second resolution, contained in the words following, to wit: "or to any other of the belligerent powers having in force orders or decrees violating the lawful commerce and neutral rights of the United States."

**It was resolved in the affirmative;**

}	<b>Yeas</b>	<b>96.</b>
}	<b>Nays</b>	<b>26.</b>

The yeas and nays being demanded by one fifth of the members present,

**Those who voted in the affirmative, are**

Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,

**William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
John Clopton,  
Orchard Cook,  
Richard Cutts,  
John Dawson,  
Joseph Desha,  
Daniel M. Durrell,  
John W. Eppes,  
William Findley,**



James Fisk,  
 Meshack Franklin,  
 Francis Gardner,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Edwin Gray,  
 Isaiah L. Green,  
 John Heister,  
 William Helma,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 John G. Jackson,  
 Richard M. Johnson,  
 Walter Jones,  
 Thomas Kenan,  
 William Kirkpatrick,  
 John Lambert,  
 John Love,  
 Nathaniel Macon,  
 Robert Marion,  
 Josiah Masters,  
 William McCreery,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,

Wilson C. Nicholas,  
 John Porter,  
 John Randolph,  
 John Rea, (*Pennsylvania*),  
 John Rhea, (*Tennessee*),  
 Jacob Richards,  
 Matthias Richards,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 James Sloan,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 Clement Storer,  
 Peter Swart,  
 John Taylor,  
 John Thompson,  
 Abram Trigg,  
 George M. Troup,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Archibald Van Horn,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 David R. Williams,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

### Those who voted in the negative, are

Evan Alexander,  
 John Campbell,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior,  
 James Elliot,  
 William Ely,  
 Barent Gardenier,

John Harris,  
 Richard Jackson,  
 Robert Jenkins,  
 Philip B. Key,  
 Joseph Lewis, junior,  
 William Milnor,  
 Jonathan O. Mosely,  
 Timothy Pitkin, junior,  
 Josiah Quincy,  
 John Russell,

William Stedman,  
Lewis B. Sturges,  
Samuel Taggart,

Benjamin Tallmadge,  
Jabez Upham, and  
Killian K. Van Rensselaer.

The question was taken, that the House do agree to the residue of the said resolution, contained in the following words "and also, the importation of any goods, wares or merchandise, the growth, produce or manufacture of the dominions of any of the said powers, or imported from any place in the possession of either."

And resolved in the affirmative,     { Yeas 82.  
  { Nays 36.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
John Clopton,  
Richard Cutts,  
John Dawson,  
Joseph Desha,  
Daniel M. Durell,  
John W. Eppea,  
William Findley,  
James Fisk,  
Meshack Franklin,

Francis Gardner,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Edwin Gray,  
Isaiah L. Green,  
John Heister,  
Williams Helms,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Hsley,  
John G. Jackson,  
Richard M. Johnson,  
Walter Jones,  
Thomas Kenan,  
William Kirkpatrick,  
John Lambert,  
John Love,  
Nathaniel Macon,  
Robert Marion,  
William M'Creery,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,

Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 Dennis Smelt,  
 John Smilie,

Jedediah K. Smith,  
 John Smith,  
 Henry Southard,  
 Richard Stanford,  
 Clement Storer,  
 John Taylor,  
 George M. Troup,  
 James I. Van Alen,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 David R. Williams,  
 Alexander Wilson, and  
 Richard Winn.

Those who voted in the negative, are

Evan Alexander,  
 John Campbell,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior,  
 James Elliot,  
 William Ely,  
 Barent Gardenier,  
 John Harris,  
 Richard Jackson,  
 Robert Jenkins,  
 James Kelly,  
 Philip B. Key,  
 Joseph Lewis, junior,  
 Matthew Lyon,  
 Josiah Masters,

William Milnor,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Timothy Pitkin, junior,  
 Josiah Quincy,  
 John Russell,  
 James Sloan,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Abram Trigg,  
 Jabez Upham,  
 Philip Van Cortlandt,  
 Archibald Van Horn,  
 Killian K. Van Reusselaer, and  
 Nathan Wilson.

The main question was then taken, that the House do agree to the said second resolution, as reported from the committee of the whole House, and herein before recited,

And resolved in the affirmative, { Yeas 84.  
 { Nays 30.

The yeas and nays being demanded by one fifth of the members present,

## OF REPRESENTATIVES.

181

Those who voted in the affirmative, are

Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
John Clopton,  
Richard Cutts,  
John Dawson,  
Joseph Desha,  
Daniel M. Durell,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Francis Gardner,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Edwin Gray,  
Isaiah L. Green,  
John Heister,  
William Helms,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Ilsley,  
John G. Jackson,  
Richard M. Johnson,  
Walter Jones,

Thomas Kenan,  
William Kirkpatrick,  
John Lambert,  
John Love,  
Nathaniel Macon,  
Robert Marion,  
William McCreery,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Benjamin Say,  
Ebenezer Seaver,  
Samuel Shaw,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Henry Southard,  
Richard Stanford,  
Clement Storer,  
John Taylor,  
George M. Troup,  
James I. Van Alen,  
Archibald Van Horn,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbour,  
David R. Williams,  
Alexander Wilson, and  
Richard Winn.

Those who voted in the negative, are

Evan Alexander,  
John Campbell,

Epaphroditus Champion,  
Martin Chittenden,

John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior,  
 James Elliot,  
 William Ely,  
 Barent Gardenier,  
 John Harris,  
 Richard Jackson,  
 Robert Jenkins,  
 James Kelly  
 Philip B. Key,  
 Joseph Lewis, junior,  
 Matthew Lyon,

Josiah Masters,  
 William Milnor,  
 Jonathan O. Mosely,  
 Timothy Pitkin, junior,  
 Josiah Quincy,  
 John Russell,  
 James Sloan,  
 Lewis B. Sturges,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 Jabez Upham,  
 Philip Van Cortlandt, and  
 Killian K. Van Rensselaer.

And on the question, that the House do concur with the committee of the whole House in their agreement to the third resolution, in the words following, to wit:

Resolved, That measures ought to be immediately taken for placing the country in a more complete state of defence.

It was unanimously resolved in the affirmative.

On motion of Mr. George Washington Campbell, and seconded,

Ordered, That the second resolution be referred to the committee appointed on so much of the message from the President of the United States at the commencement of the present session, as respects our relations with foreign powers, with leave to report thereon, by way of bill or bills.

On motion of Mr. George Washington Campbell, and seconded,

Ordered, That the third resolution be referred to the committee appointed on the eighth ultimo, on so much of the said message from the President of the United States, as relates to the military and naval establishments, with leave to report thereon by bill or bills.

The several orders of the day were farther postponed until Monday next.

And the House adjourned until Monday morning, eleven o'clock.

## OF REPRESENTATIVES.

153

MONDAY, December 19, 1808.

On motion of Mr. Harris,

Ordered, That the petition of sundry inhabitants of Seneca county, in the state of New York, presented on the twentieth of January last, be referred to the Committee on Post-offices and Post-roads.

Mr. Blount presented a petition of sundry inhabitants of Hyde county, in the state of North-Carolina, whose names are thereunto subscribed, praying that a mail may be established from Washington, by the way of Germainton, to the lake landing in Mattamusket, crossing at Clark's ferry, in the said state, which was received, and ordered to be referred to the Committee on Post offices and Post-roads.

On a motion made, and leave given by the House,

Mr. Holmes, from the Committee of Claims, presented, according to order, a bill for the relief of Augustin Serry, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

On motion of Mr. Pitkin, and seconded,

Resolved, That the Committee of Claims be instructed to inquire whether any, and if any, what alterations are necessary to be made in the laws relative to placing on the pension list, those persons who have been wounded in the line of their duty, in the service of the United States, since the revolutionary war; and to report thereon, by bill, or otherwise.

The bill sent from the Senate, intituled "An act to provide for arming, manning and fitting out for immediate service, all the public ships of war; vessels and gun-boats of the United States," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to the committee of the whole House, to whom was referred on the tenth instant, a bill authorizing the appointment and employment of an additional number of navy officers, seamen and marines.

On motion of Mr. Lewis,

Ordered, That the memorial of the first and second chambers of the city council of Washington, presented on the seventh of December, one thousand eight hundred and seven, be referred to the Committee for the District of Columbia.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill authorizing the payment of certain pensions by the Secretary of War, at the seat of government; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Trigg reported, that the committee had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table, where the same were twice read, and on the question severally put thereupon, agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time, to-morrow.

Mr. Dana presented to the House, a communication from John G. Cunow, acting on behalf of the directors of the society of the United Brethren for propagating the gospel among the Heathen, offering to the acceptance of Congress, certain books or publications therein enumerated, which was read, and ordered to lie on the table.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act farther to amend the judicial system of the United States;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Trigg reported.

that the committee had, according to order, had the said bill under consideration, and made some progress therein.

On motion of Mr. Gholson,

Ordered, That the said bill be re-committed to Mr. Marion, Mr. Holland, Mr. Kelly, Mr. Livermore, and Mr. Gholson.

The order of the day for the House again to resolve itself into a committee of the whole House, on the report of the committee to whom was referred a petition of thirty-six American citizens confined at Carthagera, in South America, being called for by Mr. Love,

A motion was made by Mr. David R. Williams, and seconded, that the said order of the day be postponed *indefinitely*.

And the question being taken thereupon,

It passed in the negative.

The House then, according to the order of the day, again resolved itself into a committee of the whole House, on the said report; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Trigg reported, that the committee had, according to order, again had the said report under consideration, and directed him to report to the House, their disagreement to the resolution contained in the same.

The House proceeded to consider the said report of the committee of the whole House, and the resolution to which they reported their disagreement, being again read at the Clerk's table, in the words following, to wit:

“Resolved, That the President of the United States be requested to adopt the most immediate and efficacious means in his power, to obtain from the Viceroy of Grenada, in South America, or other proper authority, the liberation of thirty-six American citizens, condemned on a charge of piracy, and now held in slavery in the vaults of St. Clara, in Carthagera, and



**that the sum of                      dollars be appropriated**  
**to that purpose."**

The question was taken that the House do agree with the committee of the whole House, in their disagreement to the said resolution,

**And resolved in the affirmative,**

{	<b>Yeas</b>	<b>50.</b>
{	<b>Nays</b>	<b>64.</b>

The yeas and nays being demanded by one fifth of the members present,

**Those who voted in the affirmative, are**

Lemuel J. Alston,  
Willis Alston, junior,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William Blackledge,  
Thomas Blount,  
Adam Boyd,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
Joseph Desha,  
John W. Eppes,  
William Findley,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
John Heister,  
William Helms,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Walter Jones,  
John Lambert,  
Nathaniel Macon,

Robert Marion,  
Daniel Montgomery, junior,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Rea, (*Pennsylvania*),  
John Rhea, (*Tennessee*),  
Jacob Richards,  
Matthias Richards,  
Ebenezer Scaver,  
Samuel Shaw,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
Samuel Smith,  
Henry Southard,  
John Taylor,  
Robert Whitehill,  
David R. Williams, and  
Alexander Wilson.

**Those who voted in the negative, are**

**Ezekiel Bacon,  
William W. Bibb,  
John Blake, junior,  
Martin Chittenden,  
John Clopton,**

**John Culpeper,  
James Elliot,  
James Fisk,  
Francis Gardner,  
Isaiah L. Green.**

John Harris,  
 Reuben Humphreys,  
 Daniel Hsley,  
 Richard Jackson,  
 Robert Jenkins,  
 William Kirkpatrick,  
 John Love,  
 Matthew Lyon,  
 Josiah Masters,  
 William McCreery,  
 William Milnor,  
 John Montgomery,

Gurdon S. Mumford,  
 Timothy Pitkin, junior,  
 Samuel Riker,  
 John Russell,  
 Benjamin Say,  
 James Sloan,  
 Lewis B. Sturges,  
 Abram Trigg,  
 Jabez Upham,  
 James I. Van Alen,  
 Archibald Van Horn, and  
 Isaac Wilbour.

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

## TUESDAY, December 20, 1808.

A new member, to wit: Joseph Story, returned to serve in this House, as a member for the state of Massachusetts, in the room of Jacob Crowninshield, deceased, appeared, produced his credentials, and took his seat in the House; the oath to support the constitution of the United States being first administered to him by Mr. Speaker, according to law.

Ordered, That Mr. Poindexter have leave to be absent from the service of this House for the remainder of the session.

On motion of Mr. Sturges, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Danbury, in Fairfield county, in the state of Connecticut, through Newtown, in said county; from thence through Southbury, Woodbury, Watertown and Plymouth, in Litchfield county; from thence through Bristol, to Farmington, in Hartford county, in said state.

On motion of Mr. Porter,

Ordered, That the petition of John Mullowny, of the city of Philadelphia, presented on the seventeenth

of February, one thousand eight hundred and seven, be referred to the Committee of Claims.

Mr. Holland presented a petition of sundry citizens of the county of Lincoln, in the state of North Carolina, whose names are thereunto subscribed, stating certain hardships and inconveniencies to which the petitioners have been and are now subjected, in consequence of the operation of the several acts laying an embargo on all ships and vessels in the ports and harbors of the United States; and praying such relief in the premises, as to the wisdom of Congress shall seem meet.

The said petition was read, and ordered to be referred to the committee of the whole House on the resolution proposed by Mr. Chittenden, on the tenth ultimo.

Mr. Jeremiah Morrow presented petitions of sundry inhabitants of the territory of Michigan, whose names are thereunto subscribed, respectively praying an extension of their farms or lots of land to eighty arpens in length, without requiring an additional price in consequence thereof, for the reasons therein enumerated.

The said petitions were received, and ordered to be referred to the Committee on the Public Lands.

On motion of Mr. Say,

Ordered, That the petition of James Robinson and Catharine his wife, of the county of Philadelphia, in the state of Pennsylvania, presented on the fifth of December, one thousand eight hundred and five, be referred to the committee appointed on the eighth instant, on the petition of John Strother, of the state of Virginia.

Mr. Lewis presented a petition of the president and directors of the bank of Alexandria, praying, for the reasons therein specified, that an act may be passed extending the charter of the said bank, for such a future period of years from the fourth of March, one

thousand eight hundred and eleven, as to the wisdom of Congress shall seem meet.

The said petition was read, and ordered to be referred to the Committee for the District of Columbia.

Ordered, That Mr. Key have leave to be absent from the service of this House until Tuesday next.

On motion of Mr. Poindexter, and seconded,

Resolved, That the select committee to whom was referred, a bill from the Senate, "farther to amend the judicial system of the United States," be instructed to inquire into the expediency of extending jurisdiction to the superior courts of the several territories of the United States, in which a district court has not been established, for the trial of treason and other offences committed against the laws of the United States, within the limits of said territories; and to empower said courts to pronounce such judgment or sentence on conviction of the offender or offenders, as the law directs.

On motion of Mr. Dana, and seconded,

Resolved, That the Secretary of the Treasury be directed to lay before this House, a general statement of the sums annually received at the Treasury of the United States since the commencement of proceedings under the constitution; exhibiting distinctly the proceeds of the customs, internal revenue, loans and miscellaneous receipts for each year, with the amount of the respective branches of the customs, and the charges thereon.

An engrossed bill authorizing the payment of certain pensions by the Secretary of War, at the seat of government, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act authorizing the payment of certain pensions by the Secretary of War, at the seat of government."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

Mr. Alexander, from the committee appointed on the thirteenth instant, presented, according to order, a bill prescribing the effect of records of judgment or decrees of courts of one state in another state, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Thursday next.

Mr. Jeremiah Morrow presented a representation from Reuben Attwater, Peter Audrain and James Abbott, commissioners of the land-office at Detroit, in the Michigan territory, in support of certain facts or allegations contained in a petition presented by them to this House on the twenty-ninth ultimo, which was read, and ordered to lie on the table.

On motion of Mr. Stanford, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a mail-stage from Fayetteville, in North Carolina, to Cheraw court-house, Camden, Columbia, Augusta and Milledgeville, in Georgia; and that they report by bill, or otherwise.

Mr. Nelson, from the committee appointed on the twenty-eighth ultimo, presented, according to order, a bill for the relief of the infirm, disabled and superannuated officers and soldiers of the late and of the present army of the United States, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to morrow.

A motion was made by Mr. Chittenden, and seconded, that the House do now, according to the order of the day, resolve itself into a committee of the whole House, on a resolution proposed by him the tenth ultimo, for a repeal of the several acts laying an

**embargo on all ships and vessels in the ports and harbors of the United States.**

And the question being taken thereupon,

It passed in the negative,      { Yeas, 49,  
   { Nays, 64:

The yeas and nays being demanded by one fifth of the members present,

**Those who voted in the affirmative, are**

Evan Alexander,  
 Burwell Bassett,  
 Thomas Blount,  
 John Boyle,  
 John Campbell,  
 Martin Chittenden,  
 John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior,  
 James Elliot,  
 William Ely,  
 John W. Eppes,  
 Barent Gardenier,  
 Francis Gardner,  
 Edwin Gray,  
 John Harris,  
 William Helms,  
 David Holmes,  
 Daniel Hsley,  
 Richard Jackson,  
 Robert Jenkins,  
 James Kelly,  
 William Kirkpatrick,  
 John Lambert,  
 Edward St. Loe Livermore.

Nathaniel Macon,  
Robert Marion,  
William Milnor,  
Nicholas R. Moore,  
John Morrow,  
Jonathan O. Mosely,  
Timothy Pitkin, junior,  
Josiah Quincy,  
John Rhea, (*Tennessee*)  
Jacob Richards,  
John Russell,  
James Sloan,  
Samuel Smith,  
Richard Stanford,  
Lewis B. Sturges,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Taylor,  
Abram Trigg,  
Jabez Upham,  
Archibald Van Horn,  
Daniel C. Verplanck,  
Jesse Wharton, and  
David R. Williams.

**Those who voted in the negative, are**

**Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
William W. Bibb,  
John Blake, junior,**

**Adam Boyd,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
John Clopton,**

Richard Catts,  
 John Dawson,  
 Josiah Deane,  
 Daniel M. Durell,  
 William Findley,  
 Meshack Franklin,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Heister,  
 James Holland,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Richard M. Johnson,  
 Thomas Kenan,  
 John Love,  
 William McCreery,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Thomas Moore,  
 Jeremiah Morrow,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,

Wilson C. Nicholas,  
 John Porter,  
 John Pugh,  
 John Rea, (*Pennsylvania*),  
 Matthias Richards,  
 Samuel Riker,  
 Lemuel Sawyer,  
 Benjamin Say,  
 Ebenezer Seaven,  
 Samuel Shaw,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Henry Southard,  
 Clement Storer,  
 Joseph Story,  
 Peter Swart,  
 John Thompson,  
 George M. Troup,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

On motion of Mr. Newton,

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act supplemental to an act, entitled "An act for extending the terms of credit on revenue bonds, in certain cases ; and for other purposes ;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bassett reported, that the committee had, according to order, had the said bill under consideration, and made some progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House, on the said bill.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill to revive and continue for a further time,

the authority of the commissioners of Kaskaskia ; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bassett reported, that the committee had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table, where the same were twice read, and on the question severally put thereupon, agreed to by the House.

Ordered, That the said bill be engrossed, and read the third time to-morrow.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill authorizing the proprietors of squares and lots in the city of Washington to have the same subdivided and admitted to record ; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Macon reported, that the committee had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table, where the same were severally twice read, and agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time, to-morrow.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill for the relief of certain persons therein mentioned ; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Macon reported, that the committee had, according to order, had the said bill under consideration, and made no amendment thereto.

Ordered, That the said bill be engrossed, and read the third time, to-morrow.

On motion of Mr. Dana, and seconded,

Ordered, That the committee of the whole House, to whom was referred, on the twenty-first ultimo, a resolution proposed by him respecting "the conduct of merchant vessels sailing in concert, and the rates of contribution between them on account of loss or



damage which may occur," be discharged from the consideration thereof; and that the said proposed resolution be referred to Mr. Dana, Mr. Quincy, Mr. M'Creery, Mr. Mumford, and Mr. Say, with leave to report thereon, by bill or bills.

On motion of Mr. David R. Williams, and seconded,

Ordered, That the committee of the whole House, on the bill sent from the Senate, intituled "An act supplemental to an act, entitled "An act for extending the terms of credit on revenue bonds, in certain cases; and for other purposes," be discharged from the consideration thereof; and that the said bill, together with the amendments proposed thereto this day by Mr. Newton, be committed to the Committee of Commerce and Manufactures.

On motion of Mr. Van Horn,

Ordered, That the petition of sundry inhabitants of Washington county, in the district of Columbia, presented on the fourteenth of March last, be referred to the Committee for the district of Columbia.

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, December 21, 1808.

Mr. Quincy presented a petition of Edward Tuckerman, junior, and others, whose names are thereunto subscribed, of Boston, in the state of Massachusetts, praying, for the reasons therein specified, that the petitioners may be permitted to import into the United States certain merchandise, now stored on their account, at Liverpool, in Great Britain.

Mr. Quincy also presented a petition of Edward Blake, junior, of the said town and state, to the like effect.

The said petitions were read, and ordered to be severally referred to the Committee of Commerce and Manufactures.

On motion of Mr. Kelly,

Ordered, That the petition of Jacob Barnitz, of the borough and county of Yerk, in the state of Pennsylvania, presented to this House on the twenty-eighth of January, one thousand eight hundred and five, be referred to Mr. Kelly, Mr. Macon, Mr. David R. Williams, Mr. Nelson, and Mr. Sturges; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Mr. Thomas presented to the House certain proceedings of the grand jury of the county of Randolph, in the Indiana territory, at a circuit court held in and for the said county, in the month of November last, stating the hardships and inconveniences to which the persons composing the said grand jury, and other inhabitants of the county aforesaid, have been and are now subjected, in consequence of their connection with the people situated in that part of the territory eastward of the river Wabash; and praying such relief in the premises, as to the wisdom of Congress shall seem meet.

The said proceedings were read, and ordered to be referred to the committee appointed the thirteenth instant, to inquire into the expediency of dividing the Indiana territory.

Mr. Story presented memorials of William R. Lee, collector for the district of Salem and Beverly, and of Joseph Wilson, collector for the port of Marblehead, and a petition of Asa Andrews, collector for the district of Ipswich, in the state of Massachusetts, respectively praying, that certain payments made by the memorialists and petitioner to the owners of fishing vessels may be confirmed by the proper officers of the treasury department; or that such other relief may be afforded in the premises, as to the wisdom and justice of Congress shall seem meet.

Mr. Story also presented a petition of Nathaniel R. Sturges and John Parkman, of Boston, in the state of Massachusetts, under the firm of Sturges and Parkman, praying that they may be permitted to import into the United States a certain quantity of Irish linens, now stored on account and at the risk of the petitioners, at Liverpool, in Great Britain.

The said memorials and petitions were read, and ordered to be severally referred to the Committee of Commerce and Manufactures.

Mr. Story presented a petition of the inhabitants of the town of Marblehead, in the state of Massachusetts, signed by W. Story and others, a committee appointed by and on behalf of the said inhabitants, praying that an adequate bounty may be allowed to the owners of fishing vessels belonging to the said town or port, for the reasons therein specified.

The said petition was read, and ordered to be referred to the Committee of Ways and Means.

Mr. Story presented a memorial of Benjamin Franklin Seaver, late master and owner of the brigantine *Indefatigable*, of Boston, in the state of Massachusetts, praying relief in the case of certain losses and expenses incurred by him, and for the ransom of the memorialist, and the mariners employed on board the said brigantine from captivity by the natives of the Barbary coast, in Africa.

The said memorial was read, and ordered to be referred to Mr. Story, Mr. Pitkin, Mr. Riker, Mr. Daniel Montgomery, and Mr. Eppes; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Mr. Cook presented a petition of sundry inhabitants of the county of Lincoln, in the state of Massachusetts, praying that a post-road may be established from Augusta, in Kennebec county, to Belfast, in Hancock county, to pass through certain towns or places therein enumerated.

The said petition was read, and ordered to be referred to the Committee on Post-offices and Post-roads.

On motion of Mr. Barker, and seconded,

Resolved, That the Committee of Commerce and Manufactures be directed to inquire whether any alteration or amendment of an act, passed last session of Congress, intituled "An act for erecting a light house on the south side of the island of Sapelo, and for placing buoys and beacons in several places," be necessary, in order that said act may comport with the several petitions on which said act was grounded, and report such an amendatory bill as may be necessary.

An engrossed bill to revive and continue the authority of the commissioners of Kaskaskia, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act to revive and continue the authority of the commissioners of Kaskaskia."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill, authorizing the proprietors of squares and lots in the city of Wzshington to have the same subdivided, and admitted to record, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act authorizing the proprietors of squares and lots in the city of Washington to have the same subdivided, and admitted to record."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill for the relief of certain persons therein mentioned, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act for the relief of William White, and others."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill making compensation to captain Zebulon M. Pike, and his companions; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bassett reported, that the committee had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table.

An adjournment was then called for: Whereupon,

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

#### THURSDAY, December 22. 1808.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have passed a bill, intitled, "An act to enforce and make more effectual an act, entitled, "An act laying an embargo on all ships and vessels in the ports and harbors of the United States," and the several acts supplementary thereto," to which they desire the concurrence of this House: And then he withdrew.

On motion of Mr. Newton, and seconded,

Resolved, That the Committee of Commerce and Manufactures be, and they are hereby instructed to inquire into the expediency of placing lights at the entrance of Bayou St. John, on lake Ponchartrain; and that they have leave to report by bill, or otherwise.

Mr. Newton, from the Committee of Commerce and Manufactures, presented, according to order, a bill to deprive, in certain cases, vessels of their Ame-

rican character, and to prevent, under certain disabilities, any citizen of the United States taking a license from any foreign power to navigate the ocean, or to trade with any other foreign and independent power; which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

The Speaker presented to the House a petition of Jonathan Bailey and Phineas H. Holden, of Charlestown, in the state of Massachusetts, praying, for the reasons therein specified, a remission of foreign tonnage duty in the case of the schooner *Astrea*, chartered by the petitioners, and sent by them on a fishing voyage from Boston to the coast of Labrador, some time in the year one thousand eight hundred and seven.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

Mr. Lewis, from the Committee for the district of Columbia, presented, according to order, a bill authorizing a lottery to raise a sum of money for the purpose of finishing a church in the city of Washington, in the district of Columbia, for the use of the episcopal congregation in the said city, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Friday next.

Mr. Lewis presented a memorial of sundry inhabitants of Georgetown, in the territory of Columbia, whose names are thereunto subscribed, stating certain inconveniences to which the memorialists, and other citizens and residents within the said town and its vicinity, have been and are now subjected; and praying that the act to amend the charter of George-

town, passed the third of March, one thousand eight hundred and five, may be revised or amended in such manner as may, in the judgment of Congress, be best adapted to the convenience and benefit of the memorialists, and others.

The said memorial was read, and ordered to be referred to the Committee for the district of Columbia.

Mr. Cutts presented a petition of sundry owners of fishing vessels in the district of Kennebunk, in the state of Massachusetts, whose names are thereunto subscribed, praying that the allowances of bounty, granted prior to the third of March, one thousand eight hundred and seven, may be extended to the vessels employed in the whale and cod fisheries, and belonging to the district aforesaid.

Mr. Hsley presented a petition of sundry inhabitants of the district of Portland and Falmouth, in the state of Massachusetts, whose names are thereunto subscribed, to the like effect.

The said petitions were read, and ordered to be severally referred to the Committee of Ways and Means.

On a motion made by Mr. Gardner, and seconded, that the House do come to the following resolution :

Resolved, That the act laying an embargo on all the ships and vessels in the ports and harbors of the United States, and the several acts supplementary thereto, be repealed on the first day of February next.

On the question, that the House do now proceed to take the said proposed resolution into consideration,

A question of order was moved by Mr. John G. Jackson, and seconded, whether the same was admissible conformably with the standing rules and orders of the House ? Whereupon,

Mr. Speaker decided, as the opinion of the chair, that the said motion of Mr. Gardner was not in order.

The bill sent from the Senate, intituled "An act to enforce and make more effectual an act, entitled "An act laying an embargo on all ships and vessels in the ports and harbors of the United States," and the several acts supplementary thereto," was read the first time.

On motion,

The said bill was read the second time :

Whereupon,

A motion was made by Mr. Kelly, and seconded; that the said bill be committed to a committee of the whole House.

And the question being taken thereupon,

It was resolved in the affirmative.

A motion was then made by Mr. Quincy, and seconded, that the said bill be made the order of the day for Monday next.

And the question being taken thereupon,

It passed in the negative.

A motion was then made by Mr. Quincy, and seconded, that it be made the order of the day for Saturday next.

And the question being put thereupon,

It was resolved in the affirmative, { Yeas 61.  
  { Nays 58.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Joseph Barker,  
John Blake, junior,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
Daniel M. Durell,  
James Elliot,

William Ely,  
Barent Gardenier,  
Francis Gardner,  
James M. Garnett,  
Edwin Gray,  
Isaiah L. Green,  
John Harris,  
William Helms,  
Reuben Humphreys,  
Daniel Hsley,  
Richard Jackson,



Robert Jenkins,  
 James Kelly  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Edward Lloyd,  
 Matthew Lyon,  
 Nathaniel Macon,  
 Robert Marion,  
 William Milnor,  
 Nicholas R. Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Thomas Newbold,  
 Timothy Pitkin, junior,  
 Josiah Quincy,  
 Samuel Riker,  
 John Russell,  
 James Sloan,

Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 William Stedman,  
 Joseph Story,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Abram Trigg,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Archibald Van Horn,  
 Daniel C. Verplanck,  
 Isaac Wilbour,  
 David R. Williams, and  
 Nathan Wilson.

Those who voted in the negative, are

Willis Alston, junior,  
 Ezekiel Bacon,  
 David Bard,  
 Burwell Bassett,  
 William W. Bibb,  
 William Blackledge,  
 Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William A. Burwell,  
 William Butler,  
 Joseph Calhoun,  
 Matthew Clay,  
 John Clopton,  
 Richard Cutts,  
 John Dawson,  
 Josiah Deane,  
 Joseph Desha,  
 John W. Eppes,  
 William Findley,  
 Meshack Franklin,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,

John Heister,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 John G. Jackson,  
 Richard M. Johnson,  
 Walter Jones,  
 Thomas Kenan,  
 William Kirkpatrick,  
 John Lambert,  
 John Love,  
 William McCreery,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Thomas Moore,  
 Roger Nelson,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Lemuel Sawyer,  
 Ebenezer Seaver,

Samuel Shaw,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
John Smith,

Clement Storer,  
John Taylor,  
George M. Troup,  
Robert Whitehill, and  
Richard Winn.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill authorizing the appointment and employment of an additional number of navy officers, seamen, and marines, to which committee of the whole House was also committed a bill sent from the Senate, intituled "An act to provide for arming, manning and fitting out for immediate service, all the public ships of war, vessels and gun-boats of the United States;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Pitkin reported, that the committee had, according to order, had the said bills under consideration, and made several amendments to the first mentioned bill, and some progress in the second of the said bills.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House, on the said last mentioned bill.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

#### FRIDAY, December 23, 1808.

On motion of Mr. Stanford, and seconded, that when this House adjourns, it will adjourn until Monday morning, eleven o'clock.

And the question being put thereupon,  
It was resolved in the affirmative.

On motion of Mr. Clopton,

Ordered, That the petitions of William Fontaine, of John Adams, and of Robert Poore, of the state of Virginia, presented to this House on the twelfth of

November, one thousand eight hundred and seven, the twenty-second of February, and the ninth of March, one thousand eight hundred and eight, be severally referred to the Committee of Claims.

On motion of Mr. Gardner,

Ordered, That the petition of Lot Hall, of the state of Vermont, presented the first of February last, be referred to the committee appointed on the petition of John Strother.

On motion of Mr. Burwell,

Resolved, That it is expedient that a committee be appointed to inquire into the extent to which the article of salt is, or can be supplied from the salt establishments within the United States; and that effectual means be immediately taken to render the supply adequate to the consumption and wants of the nation.

Ordered, That the committee to be appointed pursuant to the above resolution, do consist of seven members.

A motion was made by Mr. Gardenier, and seconded, that the House do reconsider their vote, directing that the committee appointed pursuant to the foregoing resolution shall consist of seven members.

And the question being taken thereupon,

It was resolved in the affirmative.

A motion was then made by Mr. Gardenier, and seconded, that the committee on the said resolution do consist of seventeen members.

And the question being put thereupon,

It was resolved in the affirmative.

Ordered, That Mr. Burwell, Mr. Kirkpatrick, Mr. Livermore, Mr. Blackledge, Mr. Jacob Richards, Mr. Mosely, Mr. Lambert, Mr. Nicholas R. Moore, Mr. Storer, Mr. Jeremiah Morrow, Mr. Troup, Mr. Lemuel J. Alston, Mr. Howard, Mr. Samuel Smith, Mr. Wharton, Mr. Wilbour, and Mr. Shaw, be appointed a committee pursuant thereto.

A motion was made by Mr. Gardner, and seconded, that the resolution proposed by Mr. Livermore, on the seventeenth instant, for the purpose of granting permission to certain vessels to "clear out and depart from the ports and harbors of the United States, for the purpose of importing salt," be referred to the committee last appointed.

And the question being taken thereupon,  
It passed in the negative.

The said proposed resolution was then again read at the Clerk's table, and, on the question put thereupon, agreed to by the House, in the words following, to wit:

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire into the expediency of allowing certain vessels to clear out and depart from the ports and harbors of the United States, for the purpose of importing salt; and that they report thereon by bill or otherwise.

On a motion made, and leave given by the House, Mr. Newton, from the Committee of Commerce and Manufactures, presented, according to order, a bill authorizing the issuing of debentures in certain cases, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Tuesday next.

The House proceeded to consider the amendments reported on the twenty-second instant, from the committee of the whole House, to the bill, intituled "An act authorizing the appointment and employment of an additional number of navy officers, seamen and marines," which lay on the table:

Whereupon,

The second amendment, to fill up the blank in the eighth line of the bill with the words, "two thousand," was, on the question put thereupon, agreed to by the House.—Yeas 77. Nays 29.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Lemuel J. Alston,  
Willis Alston, junior,  
Joseph Barker,  
Burwell Bassett,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
John Clopton,  
John Culpeper,  
John Dawson,  
Joseph Desha,  
Daniel M. Durell,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
James M. Garnett,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Edwin Gray,  
John Heister,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Isley,  
Richard M. Johnson,  
Walter Jones,  
Thomas Kenan,  
William Kirkpatrick,  
John Lambert,  
John Love,  
Robert Marion,

Daniel Montgomery, junior,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Gurdon S. Mumford,  
Roger Nelson,  
Wilson C. Nicholas,  
John Porter,  
John Pugh,  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
Lemuel Sawyer,  
Ebenezer Seaver,  
Samuel Shaw,  
James Sloan,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Samuel Smith,  
Clement Storer,  
Peter Swart,  
John Taylor,  
John Thompson,  
George M. Troup,  
James I. Van Alen,  
Philip Van Cortlandt,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbour,  
Alexander Wilson,  
Nathan Wilson, and  
Richard Winn.

Those who voted in the negative, are

Ezekiel Bacon,  
William Blackledge,

John Blake, junior,  
John Campbell,

## 177

Jonathan O. Mosely,  
Thomas Newton,  
Timothy Pitkin, junior,  
Richard Stanford,  
William Stedman,  
Joseph Story,  
Lewis B. Sturges,  
Benjamin Tallmadge,  
Abram Trigg,  
Jabez Upham,  
Archibald Van Horn, and  
David R. Williams.

The question was then taken, that the said bill, with the amendments, be engrossed, and read the third time, to-day.

**The yeas and nays being demanded by one fifth of the members present,**

**George W. Campbell,  
Matthew Clay,  
John Clopton,  
Richard Cutts,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
Daniel M. Durell,  
James Elliot,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Barent Gardnier,  
Francis Gardner,  
Thomas Gholson, junior,  
Peterson Goodwyn,**

Edwin Gray,  
 Isaiah L. Green,  
 John Harris,  
 John Heister,  
 William Helms,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 John G. Jackson,  
 Robert Jenkins,  
 Richard M. Johnson,  
 Walter Jones,  
 Thomas Kenan,  
 William Kirkpatrick,  
 John Lambert,  
 John Love,  
 Robert Marion,  
 William McCreery,  
 William Milnor,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,

John Porter,  
 John Pugh,  
 John Rhea, (*Tennessee*),  
 Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Henry Southard,  
 Clement Storer,  
 Joseph Story,  
 Lewis B. Sturges,  
 Peter Swart,  
 John Taylor,  
 John Thompson,  
 George M. Troup,  
 James I. Van Alen,  
 Archibald Van Horn,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

Those who voted in the negative, are:

John Campbell,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 John Culpeper,  
 James Holland,  
 Richard Jackson,  
 Joseph Lewis, junior,  
 Nathaniel Macon,  
 Josiah Masters,

Jonathan O. Mosely,  
 Timothy Pitkin, junior,  
 Samuel Smith,  
 Richard Stanford,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 Jabez Upham, and  
 David R. Williams.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the report of the Committee of Claims, of the eighteenth ultimo, to whom was referred the memo-

rial of Daniel Cotton, of the city of New York ; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Masters reported, that the committee had, according to order, had the said report under consideration, and directed him to report their agreement to the resolution contained therein, which he delivered in at the Clerk's table, where the same was read, as followeth ;

Resolved, That the prayer of the memorial of Daniel Cotton is reasonable, and ought to be granted.

The House proceeded to consider the said resolution at the Clerk's table ; and the same being again read, was, on the question put thereupon, agreed to by the House.

Ordered, That a bill or bills be brought in, pursuant to the said resolution ; and that the Committee of Claims do prepare and bring in the same.

A message, in writing, was received from the President of the United States, by Mr. Coles, his Secretary, as followeth :

*"To the House of Representatives of the United States.*

"According to the request of the House of Representatives, in their resolution of November 11, that copies should be laid before them of all acts, decrees, orders and proclamations, affecting the commercial rights of neutral nations, issued or enacted by Great Britain and France, or any other belligerent power, since the year one thousand seven hundred and ninety one, and also of an act placing the commerce of America in English ports, upon the footing of the most favored nation, I now transmit them a report of the Secretary of State, of such of them as have been attainable in the Department of State, and are supposed to have entered into the views of the House of Representatives.

"TH: JEFFERSON."

*December 23, 1808.*



The said message, together with the report of the Secretary of State which accompanied the same, were read; the reading of the remainder of the documents accompanying the said message was called for by Mr. Rhea (of Tennessee,) and objection being made thereto by Mr. Newton,

The question was taken, "shall the residue of the said documents be now read?"

And passed in the negative.

A motion was made by Mr. Alexander, and seconded, that the said message and documents do lie on the table.

And the question being put thereupon,

It passed in the negative.

On motion of Mr. Newton,

Ordered, That five thousand copies of the same be printed for the use of the members of this House.

An engrossed bill authorizing the appointment and employment of an additional number of navy officers, scamen and marines, was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act authorizing the appointment and employment of an additional number of navy officers, scamen, and marines."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The several orders of the day were farther postponed until Monday next.

And then the House adjourned until Monday morning, eleven o'clock.

MONDAY, December 26, 1808.

Ordered, That Mr. Say have leave to be absent from the service of this House, for three weeks, from this day.

Mr. Nelson, from the committee appointed on that part of the message from the President of the United

States at the commencement of the session, which relates to the military and naval establishments, and to whom was referred, on the seventeenth instant, a resolution "for placing the country in a more complete state of defence," made a report, in part, thereupon, which was read, and ordered to be referred to a committee of the whole House, to-morrow.

On motion of Mr. Gardner,

Ordered, That the petition of Abraham Gales, of the county of Cheshire, in the state of New Hampshire, presented to this House the tenth of November, one thousand eight hundred and seven, be referred to the committee appointed on the petition of John Strother.

On motion of Mr. Wilbour,

Ordered, That the petition of William Barton, of the state of Rhode Island, on behalf of himself and others, presented to the House the thirtieth of December, one thousand eight hundred and seven, be referred to the committee last mentioned.

Mr. Shaw presented a petition of sundry inhabitants of Rutland, in the state of Vermont, whose names are thereunto subscribed, praying that a post route may be established from Troy, by Salem, in the state of New York, and Rupert, Pawlet, Middletown and Ira, in the said state of Vermont, to Rutland, for the convenience and benefit of the said petitioners, and others.

The said petition was read, and ordered to be referred to the Committee on Post-offices and Post-roads.

Mr. Holmes, from the Committee of Claims, presented, according to order, a bill for the relief of Daniel Cotton, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

Mr. Thomas, from the committee appointed on the fifteenth instant, "to inquire into the expediency of extending the right of suffrage in the Indiana territory," presented, according to order, a bill extending the right of suffrage in the Indiana territory; and for other purposes, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Thursday next.

The Speaker laid before the House, a letter from the Secretary of the Treasury, transmitting a statement of the estimates of appropriations for the service of the year one thousand eight hundred and nine; also a statement of the receipts and expenditures of the United States, for the year ending the thirtieth of September, one thousand eight hundred and eight; which were read, and ordered to be referred to the Committee of Ways and Means.

On motion of Mr. Story,

Resolved, That the Committee of Commerce and Manufactures be directed to inquire into the expediency of erecting beacons and piers upon any rocks or islands lying in Massachusetts bay, near the town or harbor of Marblehead.

Mr. Barker presented a representation of sundry inhabitants of Hanover, in the county of Plymouth, and state of Massachusetts, stating that the late appointment of electors of President and Vice President of the United States, by the legislature of that state, is irregular and unconstitutional, in consequence of the failure of the said legislature to lay the same before the governor of the state for his approbation, as the law thereof directs; and praying, that the Congress of the United States, when the electoral votes are opened and counted, will take the subject into their consideration, and prevent the establishment of so dangerous a precedent.

The said representation was read, and ordered to lie on the table.

Mr. Wharton presented a petition of sundry inhabitants of the state of Tennessee, whose names are thereunto subscribed, praying the establishment of a post route from Daniel Alexander's, by White court-house, Warren court-house, Franklin court-house, Bedford court-house, Murray court-house, and thence to the main mail route in Williamson county.

The said petition was read, and ordered to be referred to the Committee on Post-offices and Post-roads.

On motion of Wharton,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Daniel Alexander's, on the mail road between Kingston and Carthage, in the state of Tennessee, to the places of holding courts in the following counties, to wit: White, Warren, Franklin, Bedford, and Murray, in said state:

On motion of Mr. Wharton,

Ordered, That the several memorials of the officers of the late revolutionary army, presented to this House the first, seventh, and twelfth instant, be referred to Mr. Wharton, Mr. Seaver, Mr. Helms, Mr. John Morrow, Mr. John Campbell, Mr. Stanford, Mr. Thomas Moore, Mr. Heister, and Mr. Winn.

On motion of Mr. Story,

Resolved, That a committee be appointed to consider whether any, and if any, what amendments are necessary to the act, entitled "An act for the punishment of certain crimes against the United States;" with leave to report by bill or otherwise.

Ordered, That Mr. Story, Mr. Dana, Mr. Nelson, Mr. Troup, and Mr. John G. Jackson, be appointed a committee, pursuant to the said resolution.

A motion was made by Mr. Rhea (of Tennessee) and seconded, that the Committee on Post-offices and Post-roads be discharged from the consideration of a resolution for the establishment of a post route from York court-house, in North Carolina, to the seat of government in South Carolina.

And the question being put thereupon,

It passed in the negative.

Mr. George Washington Campbell, from the committee on foreign relations, presented, according to order, a bill to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies ; and for other purposes, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Wednesday next.

The order of the day for the House to resolve itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act to enforce and make more effectual an act, entitled "An act laying an embargo on all ships and vessels in the ports and harbors of the United States," and the several acts supplementary thereto," being called for,

A motion was made by Mr. Newton, and seconded, that the committee of the whole House be discharged from the consideration of the same.

And the question being taken thereupon,

It passed in the negative.

The House, then, according to the order of the day, resolved itself into a committee of the whole House on the said bill ; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bassett reported, that the committee had, according to order, had the said bill under consideration, and made some progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House, on the said bill.

On a motion made, and leave given by the House, Mr. George Washington Campbell, from the Committee of Ways and Means, presented, according to order, a bill to continue in force for a further time the first section of an act, intituled "An act further to protect the commerce and seamen of the United States against the Barbary powers," which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

TUESDAY, December 27, 1808.

Mr. Jeremiah Morrow presented three petitions of sundry inhabitants of the state of Ohio, whose names are thereunto subscribed, of the same tenor, and to the like effect with the petitions of sundry other inhabitants of the said state, presented on the twenty-third ultimo, which were received, and ordered to be referred to the Committee on the Public Lands.

On motion of Mr. John G. Jackson,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Staunton to Pendleton court-house.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill to continue in force for a further time the first section of an act, intituled "An act further to protect the commerce and seamen of the United States against the Barbary powers;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Cutts reported, that the committee had, ac-

cording to order, had the said bill under consideration, and made an amendment thereto, which he delivered in at the Clerk's table, where the same was twice read, and upon the question put thereupon, agreed to by the House.

A motion was made by Mr. Tallmadge, and seconded, that the further consideration of the same be postponed until this day two weeks.

And the question being taken thereupon,  
It passed in the negative.

Ordered, That the said bill, with the amendment, be engrossed, and read the third time, this day.

On a motion made, and leave given by the House,  
Mr. Dana, from the committee to whom was referred, on the twenty third ultimo, the petition of Edward Beaumont, presented, according to order, a bill for the relief of Edward Beaumont, which was received, and read the first time,

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

Mr. John G. Jackson, from the committee, to whom was referred, on the twenty-first ultimo, the petition of Return Jonathan Meigs, and others, made a report thereon, which was read, and ordered to be referred to a committee of the whole House, on Monday next.

On a motion made, and leave given by the House,

Mr. Jackson, from the same committee, presented, according to order, a bill giving a further compensation to the witnesses and venire who attended the trial of Aaron Burr before the circuit court of the United States for the district of Virginia, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

The Speaker laid before the House, a letter from the Secretary of the Treasury, transmitting the annual statement of the district tonnage of the United States, on the thirty-first of December, one thousand eight hundred and seven, which were read, and ordered to lie on the table.

The Speaker also laid before the House, another letter from the Secretary of the Treasury, transmitting a statement of goods, wares and merchandise, exported from the United States, nominally during one year prior to the first of October, one thousand eight hundred and eight, but in fact during the three last months of the year one thousand eight hundred and seven, which were read, and ordered to lie on the table.

Mr. Story presented to the House, a document in support of the prayer of the petition of William R. Lee, collector of the customs for the district of Salem and Beverly, presented on the twenty-first instant, which was ordered to be referred to the Committee of Commerce and Manufactures.

A motion was made by Mr. John G. Jackson, and seconded, that the committee of the whole House, to whom is committed the bill sent from the Senate, intitled "An act to enforce and make more effectual an act, entitled "An act laying an embargo on all-ships and vessels in the ports and harbors of the United States," and the several acts supplementary thereto," be discharged from the farther consideration of the same, for the purpose of referring it to a select committee.

A motion was then made by Mr. Sloan, and seconded, that the farther consideration of the said bill be *postponed indefinitely*.

And the question being taken thereupon,

It passed in the negative.

The question then recurred upon the motion of Mr. Jackson;

And the same being taken,

It was resolved in the affirmative.



Ordered, That the said bill be referred to Mr. John G. Jackson, Mr. Macon, Mr. Findley, Mr. Story, Mr. Southard, Mr. Bibb, and Mr. Howard; to consider and report thereon, to the House.

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, December 23, 1808.

On motion of Mr. Poindexter,

Ordered, That the petition of Alexander Baillie, of the Mississippi territory, presented to this House on the sixth of January, one thousand eight hundred and eight, be referred to Mr. Poindexter, Mr. Franklin, Mr. Calhoun, Mr. Milnor, and Mr. Lyon, with instruction to examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Ordered, That Mr. Goodwyn have leave to be absent from the service of this House, for twelve days, from this day.

On a motion made, and leave given by the House.

Mr. Love, from the committee appointed the eighth instant, on the petition of John Strother, and to whom were also referred, at sundry times, other petitions upon the subject of claims against the United States, which are barred by the statutes of limitation, presented, according to order, a bill making provision for the discharge of certain unsatisfied claims against the United States, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Friday next.

The Speaker presented to the House, a representation of sundry inhabitants of Pepperell, in the

county of Middlesex, and commonwealth of Massachusetts, of the same tenor, and to the like effect with the representation of sundry inhabitants of Hanover, in the county of Plymouth, and commonwealth aforesaid, presented on the twenty-sixth instant.

Ordered, That the said representation do lie on the table.

Mr. Jeremiah Morrow presented a petition of John M'Intire, of Zanesville, in the state of Ohio, praying, for the reasons therein set forth, that he may be confirmed in his title to a certain fraction of land in the first section of the sixteenth township, and fourteenth range, which the petitioner purchased of the United States, in the year one thousand eight hundred and three.

The said petition was read, and ordered to be referred to the Committee on the Public Lands.

An engrossed bill to continue in force for a further time the first section of an act, intituled "An act further to protect the commerce and seamen of the United States against the Barbary powers," was read the third time.

Resolved, That the said bill do pass, and that the title be, "An act to continue in force for a further time, the first section of an act, intituled "An act further to protect the commerce and seamen of the United States against the Barbary powers."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act supplemental to an act, entitled "An act for extending the terms of credit on revenue bonds, in certain cases; and for other purposes;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Pitkin reported, that the committee had, ac-

cording to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table, where the same were twice read, and on the question severally put thereupon, agreed to by the House.

Ordered, That the said bill, with the amendments, be read the third time, to-day.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill for the relief of Augustin Serry; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Trigg reported, that the committee had, according to order, had the said bill under consideration, and made no amendment thereto.

Ordered, That the said bill be engrossed, and read the third time, to-morrow.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act for the relief of Andrew Joseph Villard;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Willis Alston reported, that the committee had, according to order, had the said bill under consideration, and made no amendment thereto.

Ordered, That the said bill be read the third time to-day.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: I am directed to inform this House, that the Vice President of the United States being indisposed, and unable to attend, the Senate have proceeded to the choice of a President pro-tempore, as the constitution provides, and the honorable Stephen R. Bradley, of Vermont, hath been duly elected: And then he withdrew.

The bill sent from the Senate, intituled "An act for the relief of Andrew Joseph Villard," was read the third time.

And the question being stated from the chair, that the same do pass ?

A motion was made by Mr. Alexander, and seconded, that the farther consideration thereof be postponed until Monday next.

And the question being taken thereupon,  
It passed in the negative.

The question then recurred on the passage of the bill.

And the said question being taken,

It was resolved in the affirmative, { Ycas 55.  
  } Nays 44.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
John Culpeper,  
Richard Cutts,  
John Dawson,  
Joseph Desha,  
Daniel M. Durell,  
John W. Eppes,  
William Findley,  
James Fisk,  
Thomas Gholson, junior,  
Isaiah L. Green,  
John Harris,  
John Heister,  
William Helms,  
James Holland,  
Daniel Hsley,

John G. Jackson,  
Walter Jones,  
Thomas Kenan,  
William Kirkpatrick,  
John Love,  
Robert Marion,  
William M'Creery,  
John Montgomery,  
Roger Nelson,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
Jacob Richards,  
Lemuel Sawyer,  
Ebenezer Seaver,  
Samuel Shaw,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
Richard Stanford,  
John Taylor,  
John Thompson,  
George M. Troup,  
Daniel C. Verplanck  
Jesse Wharton,  
Alexander Wilson, and  
Richard Winn.

Those who voted in the negative, are

Evan Alexander,	Jeremiah Morrow,
William Blackledge,	John Morrow,
William A. Burwell,	Jonathan O. Mosely,
Epaphroditus Champion,	Thomas Newbold,
Martin Chittenden,	Timothy Pitkin, junior,
Matthew Clay,	John Pugh,
John Davenport, junior,	Josiah Quincy,
James Elliot,	John Rhea, ( <i>Tennessee</i> ),
William Ely,	Matthias Richards,
Meshack Franklin,	Samuel Riker,
Barent Gardenier,	James Sloan,
Francis Gardner,	Samuel Smith,
Charles Goldsborough,	Henry Southard,
Edwin Gray,	William Stedman,
Richard Jackson,	Clement Storer,
Robert Jenkins,	Lewis B. Sturges,
John Lambert,	Samuel Taggart,
Joseph Lewis, junior,	Benjamin Tallmadge,
Edward St. Loe Livermore,	Abram Trigg,
Nathaniel Macon,	Jabez Upham,
Josiah Masters,	Robert Whitehill, and
Daniel Montgomery, junior,	Nathan Wilson.

A motion was made by Mr. Quincy, and seconded, to amend the title of the said bill, to read in the words following, to wit:

“An act to reward Andrew Joseph Villard for certain extra services and expenses.”

And on the question, that the title be so amended?

It passed in the negative,       $\left\{ \begin{array}{l} \text{Yeas, 25.} \\ \text{Nays, 59.} \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,	John Davenport, junior,
Epaphroditus Champion,	James Elliot,
Martin Chittenden,	William Ely,
John Culpeper,	Barent Gardenier,
Samuel W. Dana.	Francis Gardner.

## OF REPRESENTATIVES.

139

Charles Goldsborough,  
Richard Jackson,  
Robert Jenkins,  
James Kelly,  
Edward St. Loe Livermore,  
Jonathan O. Mosely,  
Timothy Pitkin, junior,  
Josiah Quincy,

John Rhea, (*Tennessee*)  
Samuel Smith,  
William Stedman,  
Lewis B. Sturges,  
Benjamin Tallmadge,  
Jabez Upham, and  
Philip Van Cortlandt.

Those who voted in the negative, are

Lemuel J. Alston,  
Willis Alston, junior,  
David Bard,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
John Clopton,  
Orchard Cook,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
John W. Eppes,  
William Findley,  
Meshack Franklin,  
Thomas Gholson, junior,  
Isaiah L. Green,  
John Heister,  
William Helms,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Daniel Haley,

John G. Jackson,  
Walter Jones,  
Thomas Kenan,  
Robert Marion,  
Josiah Masters,  
William M'Creery,  
Daniel Montgomery, junior,  
John Montgomery,  
Thomas Moore,  
John Morrow,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,  
John Porter,  
John Pugh,  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
Samuel Shaw,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
Henry Southard,  
Richard Stanford,  
Clement Storer,  
John Taylor,  
James I. Van Alen,  
Isaac Wilbour, and  
Alexander Wilson.

Resolved, That the title be "An act for the relief of Andrew Joseph Villard."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The bill sent from the Senate, intituled "An act supplemental to an act, entitled "An act for extending the terms of credit on revenue bonds, in certain cases; and for other purposes," together with the amendments thereto, were read the third time.

Resolved, That the said bill, as amended, do pass.

Ordered, That the Clerk of this House do acquaint the Senate therewith, and desire their concurrence in the said amendments.

Mr. John G. Jackson, from the committee to whom was yesterday referred the bill sent from the Senate, intituled "An act to enforce and make more effectual an act, entitled "An act laying an embargo on all ships and vessels in the ports and harbors of the United States," and the several acts supplementary thereto," made a report thereon, which was read, and, together with the said bill, ordered to be committed to a committee of the whole House, on Friday next.

Mr. Cook presented a petition of sundry owners and mariners of fishing vessels, living within the district of Wiscassett, in the state of Massachusetts, whose names are thereunto subscribed, praying, for the reasons therein set forth, that the Comptroller of the Treasury may be instructed to credit the collector of the said district of Wiscassett, the whole amount of the bounty paid to the petitioners by the collector aforesaid for the fishing season of the year one thousand eight hundred and seven.

Ordered, That the said petition do lie on the table.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, December 29, 1808.

Mr. Clopton presented a petition of James Gibbon, of the state of Virginia, praying to be allowed the

commutation of half pay, in consideration of his services as an officer in the Pennsylvania line of the Continental army during the revolutionary war with Great Britain, which the petitioner hath not yet been allowed, for the reasons therein stated.

The said petition was read, and ordered to be referred to the committee of the whole House, to whom is committed the bill making provision for the discharge of certain unsatisfied claims against the United States.

On motion of Mr. Milnor,

Ordered, that the petition of John Loehman, presented to this House on the 30th December, 1805, be referred to the committee of the whole House, last mentioned.

On motion of Mr. Blount,

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire into the expediency of continuing in force the act, intituled "An act for the establishment of trading houses with the Indian tribes;" and also to inquire whether any, and if any, what amendment is necessary to the same.

On motion of Mr. Clopton,

Resolved, that the Committee on Post-offices and Post roads be instructed to inquire into the expediency of establishing a post-road from Hanover court house to New Kent court house, in the state of Virginia, so as to pass by Hanover town.

Mr. Calhoun presented a petition of sundry inhabitants of Abbeville district, in the state of South Carolina, whose names are thereunto subscribed, praying that a post-office may be established at the house of colonel Reuben Nash, on the post-road from Greenville court-house to Abbeville court-house.

Mr. Calhoun also presented a petition of sundry inhabitants of Laurens district, in the state of South Carolina, whose names are thereunto subscribed, praying that post-offices may be established at sundry places therein named, on the post-road leading from Greenville court-house to Columbia, in the said state.



The said petitions were read, and ordered to be referred to the Committee on Post-offices and Post-roads.

On motion of Mr. Cook,

Ordered, That the petition of sundry owners and mariners of fishing vessels living within the district of Wiscassett, in the state of Massachusetts, presented yesterday, be referred to the Committee of Commerce and Manufactures.

An engrossed bill for the relief of Augustin Serry, was read the third time.

Resolved, that the said bill do pass, and that the title be "An act for the relief of Augustin Serry."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

A message from the Senate by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have passed the bill, intituled "An act authorizing the President to employ an additional number of revenue cutters," with several amendments, to which they desire the concurrence of this House: And then he withdrew.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill to deprive, in certain cases, vessels of their American character, and to prevent under certain disabilities any citizen of the United States taking a license from any foreign power to navigate the ocean, or to trade with any foreign and independent power; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Pitkin reported, that the committee had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table.

The House proceeded to consider the said amendments, and the same being again read, the first, second and third were, upon the question severally put thereupon, disagreed to by the House.

A motion was then made by Mr. Bacon, and seconded, to strike out so much of the said bill as is contained in the first section of the same.

And the question being taken thereupon,

It was resolved in the affirmative.

A motion was then made by Mr. John G. Jackson, and seconded, that the House do re-consider their vote for striking out the first section of the aforesaid bill.

And debate arising thereon,

An adjournment was called for : on which

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning eleven o'clock.

FRIDAY, December 30, 1808.

Another member, to wit ; Nicholas Van Dyke, from Delaware, appeared, and took his seat in the House.

On motion of Mr. Dawson, and seconded,

Resolved, That the Committee of Commerce and Manufactures be directed to inquire into the expediency of removing the collector's office from the port of Tappahannock, to that of Fredericksburg, in the state of Virginia, with leave to report by bill, or otherwise.

The said proposed resolution was read, and ordered to lie on the table.

A message, in writing, was received from the President of the United States, by Mr. Coles, his Secretary, as followeth :

*"To the Senate and House of Representatives of the United States.*

*"At the request of the Governor, the Senate and House of Representatives of the commonwealth of Pennsylvania, I communicate certain resolutions, en-*

tered into by the said Senate and House of Representatives, and approved by the Governor, on the twenty-third instant. It cannot but be encouraging to those whom the nation has placed in the direction of their affairs, to see that their fellow citizens will press forward in support of their country, in proportion as it is threatened by the disorganizing conflicts of the other hemisphere.

“ TH : JEFFERSON.

“ *December 30, 1808.*”

The said message and resolutions were read, and ordered to lie on the table.

Another message, in writing, was received from the President of the United States, by Mr. Coles, his Secretary, as followeth :

“ *To the Senate and House of Representatives of the United States.*

“ I lay before the legislature a letter from governor Claiborne, on the subject of a small tribe of Alabama Indians, on the western side of the Mississippi, consisting of about a dozen families. Like other erratic tribes in that country, it is understood that they have hitherto moved from place to place, according to their convenience, without appropriating to themselves exclusively any particular territory. But having now become habituated to some of the occupations of civilized life, they wish for a fixed residence. I suppose it will be the interest of the United States to encourage the wandering tribes of that country to reduce themselves to fixed habitations, whenever they are so disposed. The establishment of towns, and growing attachments to them, will furnish, in some degree, pledges of their peaceable and friendly conduct. The case of this particular tribe is now submitted to the consideration of Congress.

“ TH : JEFFERSON.

“ *December 30, 1808.*”

The said message was read, and, together with the letter accompanying the same, ordered to be referred to the Committee on the Public Lands.

On motion of Mr. Newton,

Resolved, That the Committee on Post-offices and Post-roads be, and they are hereby instructed to bring in a bill to permit the franking of the message of the President of the United States, of the twenty-third of December, one thousand eight hundred and eight, and the documents accompanying the same, and such other documents as may be communicated by the President of the United States, from time to time, to both Houses of Congress.

Mr. Quincy presented a petition of sundry mariners, late masters and mates of vessels belonging to the port of Portland, in the district of Maine, whose name are thereunto subscribed, praying that some measures may be adopted by the general government, for their assistance and support, they being deprived of their usual means of obtaining a livelihood, by the operation of the various acts laying an embargo within the United States.

The said petition was read, and ordered to be referred to the Committee of Ways and Means.

Mr. Helms, from the committee appointed on the twenty-fifth ultimo, on the petition of John Heard, of the state of New Jersey, made a report thereon, which was read, and ordered to be referred to a committee of the whole House, on Tuesday next.

On a motion made, and leave given by the House,

Mr. Helms, from the same committee, presented, according to order, a bill authorizing the discharge of John Heard from his imprisonment, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Tuesday next.

On motion of Mr. Wharton,

Resolved, That a committee be appointed for the purpose of considering whether any, and if any, what amendments are necessary to be made to the act of Congress, intituled "An act to amend the act, intituled "An act establishing circuit courts and abridging the jurisdiction of the district courts of the districts of Kentucky, Tennessee, and Ohio," passed the twenty-second day of March, one thousand eight hundred and eight; and that they have leave to report by bill, or otherwise.

Ordered, That Mr. Wharton, Mr. Boyle, and Mr. Jeremiah Morrow be appointed a committee, pursuant to the said resolution.

The amendments proposed by the Senate to the bill, intituled "An act to authorize the President to employ an additional number of revenue cutters," were read, and ordered to lie on the table.

On motion of Mr. Nelson,

Ordered, That the further consideration of the bill to deprive, in certain cases, vessels of their American character, and to prevent, under certain disabilities, any citizen of the United States taking a license from any foreign power, to navigate the ocean, or to trade with any foreign and independent power, and which was yesterday depending at the time of adjournment, be postponed until Monday next.

Mr. Cook presented a petition of sundry owners of fishing vessels residing within the port of Bath, in the district of Maine, whose names are thereunto subscribed, of the same tenor, and to the like effect with a petition of sundry owners and mariners of fishing vessels living within the district of Wiscasset, presented to the House on the twenty-eighth instant.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the report, in part, of the committee appointed on so much of the President's message at the commencement of the session, as relates to our military and naval establishments, made on the twenty-sixth instant; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Marion reported, that the committee had, according to order, had the said report under consideration, and directed him to report to the House their agreement to the resolution contained therein.

The House proceeded to consider the said resolution; and the same being again read at the Clerk's table, in the words following, to wit:

"Resolved, That it is expedient immediately to raise, arm and equip *fifty* thousand volunteers, to serve for the term of *two* years,"

A motion was made by Mr. Macon, and seconded, to amend the same, by striking out therefrom the word "*fifty*," also the word "*two*:" Whereupon,

A division of the question on the said amendment was called for by Mr. John G. Jackson, and seconded;

And on the question to agree to so much of the said amendment, as proposes to strike out the word "*fifty*,"

It passed in the negative.

The question was then taken, that the House do agree to the remainder of the said amendment, which proposes to strike out the word "*two*,"

And resolved in the affirmative.

And then the main question being taken, that the House do agree to the said resolution, as so amended,

It was resolved in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas 76.} \\ \text{Nays 34.} \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

## Those who voted in the affirmative, are

Evan Alexander,  
 Willis Aiston, junior,  
 Ezekiel Bacon,  
 David Bard,  
 Joseph Barker,  
 Burwell Bassett,  
 William W. Bibb,  
 William Blackledge,  
 John Blake, junior,  
 Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William Butler,  
 Joseph Calhoun,  
 George W. Campbell,  
 John Clopton,  
 Orchard Cook,  
 Richard Cutts,  
 John Dawson,  
 Josiah Deane,  
 Joseph Deaha,  
 Daniel M. Durell,  
 John W. Eppes,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Francis Gardner,  
 Thomas Gholson, junior,  
 Isaiah L. Green,  
 John Harris,  
 William Helms,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 John G. Jackson,

Richard M. Johnson,  
 Thomas Kenan,  
 William Kirkpatrick,  
 John Lambert,  
 John Love,  
 Robert Mariou,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah E. Smith,  
 Clement Storer,  
 Joseph Story,  
 Peter Swart,  
 John Taylor,  
 Abram Trigg,  
 George M. Troup,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

## Those who voted in the negative, are

Epaphroditus Champion,  
 Martin Chittenden,  
 Matthew Clay,  
 John Culpeper,  
 Samuel W. Dana,

John Davenport, junior,  
 James Elliot,  
 William Ely,  
 Barent Gardienier,  
 Charles Goldsborough,

Edwin Gray,  
 Richard Jackson,  
 Robert Jenkins,  
 Joseph Lewis, junior,  
 Ward St. Lee Livermore,  
 Daniel Macon,  
 Josiah Masters,  
 William Milnor,  
 Jonathan O. Mosely,  
 Timothy Pitkin, junior,  
 Josiah Quincy,  
 John Russell,

James Sloan,  
 John Smith,  
 Samuel Smith,  
 Richard Stanford,  
 William Stedman,  
 Lewis B. Sturges,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 Jabez Upham,  
 Nicholas Van Dyke,  
 Archibald Van Horn, and  
 David R. Williams.

Ordered, That a bill or bills be brought in, pursuant to the said resolution, and that the committee on the military and naval establishments do prepare and bring in the same.

Mr. John G. Jackson, from the joint committee for enrolled bills, reported, that the committee had examined an enrolled bill, intituled "An act for the relief of Andrew Joseph Villard," and had found the same to be truly enrolled: Whereupon,

Mr. Speaker signed the said enrolled bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Rhea (of Tennessee) from the Committee on Post-offices and Post-roads, in pursuance of a resolution this day agreed to by the House, presented, according to order, a bill to authorize the transmission of certain documents, by the mail, free of postage, which was received, and read the first time.

On motion,

The said bill was read the second time.

A motion was then made by Mr. Stanford, and seconded, that the bill be committed to a committee of the whole House.

And the question being taken thereupon,

It passed in the negative.

Ordered, That the said bill be engrossed, and read the third time, this day.



Mr. Holland presented a petition of Mary Miller, and Ann Hampton, late Ann Love, of the state of North Carolina, on behalf of themselves, and the orphan children of James Miller and James Love, both deceased, praying, for the reasons therein set forth, that the estates of the said deceased may be exonerated from the payment of a bond due to the United States, given by them as the securities of a certain Lewis Hunter, collector of the direct tax for the county of Rutherford, in the state of North Carolina.

The said petition was read, and ordered to be referred to the Secretary of the Treasury, with instruction to examine the matter thereof, and report the same, with his opinion thereupon, to the House.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

#### SATURDAY, December 31, 1808.

An engrossed bill to authorize the transmission of certain documents by the mail, free of postage, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act to authorize the transmission of certain documents, by the mail, free of postage."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

Mr. Thomas, from the committee appointed on the thirteenth instant, to inquire into the expediency of dividing the Indiana territory, made a report thereon, which was read, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Thomas, from the same committee, presented, according to order, a bill for dividing the Indiana

territory into two separate governments, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to the committee of the whole House last appointed.

Mr. Macon, one of the members for the state of North Carolina, presented to the House sundry resolutions of the legislature of the said state, relative to the present state of affairs between the United States and the belligerent powers of Europe, and expressive of their determination to support such measures as Congress in their wisdom may adopt for the honor, safety and independence of the United States.

The said resolutions were read, and ordered to lie on the table.

On a motion made by Mr. Rhea (of Tennessee) that the House do come to the following resolution :

Resolved, That it is expedient to interdict, by law, all commercial intercourse between the United States and Great Britain and France, and their dependencies, and all other powers having in force orders or decrees violating the lawful commerce and neutral rights of the United States.

The said proposed resolution was read, and ordered to be referred to the committee of the whole House, to whom was committed, on the twenty-sixth instant, " a bill to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies ; and for other purposes."

On motion of Mr. Newton, and seconded,

The House proceeded to consider the amendments proposed by the Senate to the bill, intituled " An act authorizing the President to employ an additional number of revenue cutters : " Whereupon,

Resolved, That this House doth disagree to the first amendment, and doth agree to the second amendment of the Senate to the said bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill for the relief of the infirm, disabled and superannuated officers and soldiers of the late and of the present army of the United States; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Jacob Richards reported, that the committee had, according to order, had the said bill under consideration, and made no amendment thereto.

The House then proceeded to consider the said bill, and the same being amended at the Clerk's table, was, on motion of Mr. Blount, ordered to be re-committed, together with the amendments, to Mr. Nelson, Mr. Say, Mr. Richard Jackson, Mr. Blount, and Mr. John Smith, farther to consider and report thereon to the House.

Mr. Wharton, from the committee appointed on the thirtieth instant, presented, according to order, a bill supplementary to the act, intituled "An act to amend an act, intituled "An act establishing circuit courts, and abridging the jurisdiction of the district courts of Kentucky, Tennessee and Ohio," which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Dana, from the committee appointed on the twentieth instant, presented, according to order, a bill concerning associations for the security of navigation, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

A motion was made by Mr. Winn, and seconded, that when this House adjourns, it will adjourn until Tuesday morning, eleven o'clock.

And the question being taken thereupon,

It was resolved in the affirmative, } Yeas 60.  
   } Nays 45.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

David Bard,  
 William Butler,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 Orchard Cook,  
 John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior,  
 James Elliot,  
 William Ely,  
 James Fisk,  
 Barent Gardenier,  
 Francis Gardner,  
 Charles Goldsborough,  
 John Harris,  
 John Heister,  
 William Helms,  
 Reuben Humphreys,  
 Daniel Hsley,  
 John G. Jackson,  
 Richard Jackson,  
 Robert Jenkins,  
 Walter Jones,  
 William Kirkpatrick,  
 Edward St. Loe Livermore,  
 Matthew Lyon,  
 Nathaniel Macon,  
 Robert Marion,

Josiah Masters,  
 William Milnor,  
 Daniel Montgomery, junior,  
 Thomas Moore,  
 Jonathan O. Mosely,  
 Roger Nelson,  
 Thomas Newbold,  
 Timothy Pitkin, junior,  
 Josiah Quincy,  
 Jacob Richards,  
 Samuel Riker,  
 John Russell,  
 James Sloan,  
 John Smilie,  
 John Smith,  
 Samuel Smith,  
 Richard Stanford,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Taylor,  
 John Thompson,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,

Archibald Van Horn,  
Daniel C. Verplanck,

David R. Williams, and  
Richard Winn.

Those who voted in the negative, are

Evan Alexander,  
Willis Alston, junior,  
Ezekiel Bacon,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
John Boyle,  
Joseph Calhoun,  
Matthew Clay,  
John Clopton,  
Richard Cutts,  
John Dawson,  
Joseph Desha,  
John W. Eppes,  
William Findley,  
Meshack Franklin,  
Thomas Gholson, junior,  
Isaiah L. Green,  
James Holland,  
David Holmes,

John Love,  
John Montgomery,  
Jeremiah Morrow,  
John Morrow,  
Gurdon S. Mumford,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Pugh,  
John Randolph,  
John Rhea, (*Tennessee*),  
Matthias Richards,  
Ebenezer Seaver,  
Samuel Shaw,  
Dennis Smelt,  
Jedediah K. Smith,  
Henry Southard,  
Nicholas Van Dyke,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbour, and  
Alexander Wilson.

Mr. Lyon presented a petition of sundry citizens of the states of Kentucky and Tennessee, whose names are thereunto subscribed, praying the establishment of new post-roads from the town of Glasgow, in Kentucky, to the town of Nashville, in Tennessee; and from the town of Carthage, in Tennessee, to Warren court-house, in Kentucky, for the benefit and convenience of the petitioners, and others.

The said petition was read, and ordered to be referred to the Committee on Post-offices and Post-roads.

The several orders of the day were farther postponed until Tuesday next.

And then the House adjourned until Tuesday morning, eleven o'clock.

TUESDAY, January 3, 1809.

Mr. Macon, from the committee appointed on so much of the message from the President of the United States, as relates to revising and improving the militia system of the United States, made a report thereon, which was read : Whereupon,

A motion was made by Mr. Macon, and seconded, that the House do come to the following resolution :

Resolved, That the report be re-committed to a select committee ; and that the said committee be instructed to report a bill to class the militia according to age, and to provide for arming such persons as may hereafter be placed on the militia list, at the public expense.

And the said motion being under debate,

A motion was made by Mr. Lyon, and seconded, that the said report and proposed resolution, be referred to a committee of the whole House.

And the question being put thereupon,

It was resolved in the affirmative.

Resolved, That the same be made the order of the day for to-morrow.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker ; The Senate recede from their first amendment, disagreed to by this House, to the bill, intituled, " An act authorizing the President to employ an additional number of revenue cutters : " The Senate have passed the bill, intituled, " An act authorizing the payment of certain pensions by the Secretary of War, at the seat of government, " without amendment : And then he withdrew.

The House, according to the order of the day, resolved itself into a committee of the whole House on the bill sent from the Senate, intituled, " An act to enforce and make more effectual, an act, entitled " An act laying an embargo on all ships and vessels in the ports and harbors of the United States, " and the se-

veral acts supplementary thereto"—and on the report of a select committee thereon, of the 28th ultimo; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bassett reported, that the committee had, according to order, had the said bill under consideration, and made some progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House, on the said bill.

A motion was made by Mr. Blackledge, and seconded, that the House do now adjourn.

And the question being taken thereupon,

It was resolved in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas } 60. \\ \text{Nays } 10. \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are.

Evan Alexander,  
Lemuel J. Alston,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
Thomas Blount,  
John Boyle,  
William Butler,  
Joseph Calhoun,  
Martin Chittenden,  
John Culpeper,  
Richard Cutts,  
John Davenport, junior,  
Joseph Desha,  
James Elliot,  
John W. Eppes,  
Meshack Franklin,  
Barent Gardenier,  
Francis Gardner,  
Charles Goldsborough,  
Isaiah L. Green,

John Harris,  
William Helms,  
David Holmes,  
Benjamin Howard,  
Daniel Hsley,  
John G. Jackson,  
William Kirkpatrick,  
John Lambert,  
Matthew Lyon,  
Nathaniel Macon,  
Robert Marion,  
Josiah Masters,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Rea, (*Pennsylvania*),

John Rhea, (*Tennessee*),  
Samuel Riker,  
James Sloan,  
Samuel Smith,  
Richard Stanford,  
Peter Swart,  
John Taylor,  
George M. Troup,

James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Robert Whitehill,  
Isaac Wilbour,  
David R. Williams, and  
Nathan Wilson.

Those who voted in the negative, are

Matthew Clay,  
Josiah Deane,  
Thomas Gholson, junior,  
John Heister,  
John Montgomery,

Matthias Richards,  
Samuel Shaw,  
John Smilie,  
Jedediah K. Smith, and  
Jesse Wharton.

Whereupon,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, January 4, 1809.

Mr. Lewis, from the Committee for the District of Columbia, presented, according to order, a bill conferring certain powers relative to roads and bridges on the levy court for the county of Washington, in the district of Columbia, which was received and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Friday next.

On motion of Mr. Sturges, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Fairfield, through Redding, to Danbury, all in the county of Fairfield, in the state of Connecticut.



On motion of Mr. Calhoun, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Edgefield court-house, to pass by the way of Tutt's old mills on Cuffee-town creek, and through Wilmington, in Abbeville district, to Vienna, to Bell's ford on Rocky river; and thence to Pendleton court-house, in the state of South Carolina.

On motion of Mr. Newton, and seconded,

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire whether any, and if any, what further provisions are necessary to be made for the relief not only of sick and disabled, but also of distressed seamen; and that they have leave to report by bill, or otherwise.

On motion of Mr. Boyle, and seconded,

Resolved, That the Committee on the Public Lands be instructed to inquire into the expediency of reducing the price of the public lands, and abolishing the credit upon the sales thereof; and that they have leave to report by bill, or otherwise.

On a motion made by Mr. Story, and seconded, that the House do come to the following resolution:

Resolved, That the committee to whom was referred so much of the President's message as relates to the military and naval establishments, be directed to inquire into the expediency of increasing the naval establishment of the United States, with leave to report by bill, or otherwise.

Ordered, That the said resolution do lie on the table.

Mr. John G. Jackson, from the joint committee for inrolled bills, reported, that the committee had examined two inrolled bills; one, intituled "An act authorizing the President to employ an additional number of revenue cutters;" and another, intituled "An act authorizing the payment of certain pen-

sions by the Secretary of War at the seat of government :” and had found the same to be truly inrolled :

Whereupon,

Mr. Speaker signed the said inrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have agreed to the amendments proposed by this House, to the bill, intitled “ An act supplemental to an act, entitled “ An act for extending the terms of credit on revenue bonds, in certain cases ; and for other purposes,” with amendments, to which they desire the concurrence of this House : And then he withdrew.

A motion was made by Mr. Van Cortlandt, and seconded, that the House do now, according to the order of the day, resolve itself into a committee of the whole House on a resolution proposed by Mr. Chittenden, on the tenth of November last, for a repeal of the several acts laying an embargo on all ships and vessels in the ports and harbors of the United States.

Mr. John G. Jackson called for the unfinished business of yesterday relating to the bill sent from the Senate, which was depending in committee of the whole House at the time of adjournment.

A question of order was moved by Mr. David R. Williams, whether a farther consideration of the said bill from the Senate in committee of the whole House, was entitled to a priority, conformably to the standing rules and orders of the House.

Mr. Speaker decided, as the opinion of the chair, that a farther consideration of the said bill in committee of the whole House, could not with propriety be called for, in preference to other business, as the chairman of that committee of the whole House, to whom it was referred, had reported some progress therein, and, by direction of the said committee, had

asked and afterwards obtained leave of the House to sit again on the same.

From which decision of the chair, an appeal was made to the House, by Mr. David R. Williams, and seconded ;

And on the question, "Is the said decision of the chair correct?"

It was resolved in the affirmative. } Yeas 53.  
} Nays 46.

The yeas and nays being demanded by one fifth of the members present,

**Those who voted in the affirmative, are**

Evan Alexander,  
 Ezekiel Bacon,  
 Joseph Barker,  
 Burwell Bassett,  
 Adam Boyd,  
 John Campbell,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior,  
 Daniel M. Durell,  
 James Elliot,  
 James Fisk,  
 Barent Gardénier,  
 Francis Gardner,  
 Charles Goldsborough,  
 John Harris,  
 William Helms,  
 Reuben Humphreys,  
 Daniel Ilsley,  
 Richard Jackson,  
 Robert Jenkins,  
 William Kirkpatrick,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Matthew Lyon,

Jonathan O. Mosely,  
Thomas Newbold,  
Wilson C. Nicholas,  
John Pugh,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Samuel Riker,  
John Russell,  
Jedediah K. Smith,  
John Smith,  
Samuel Smith,  
Henry Southard,  
Clement Storet,  
Joseph Story,  
Lewis B. Sturges,  
Peter Swart,  
Benjamin Tallmadge,  
John Thompson,  
Abram Trigg,  
Jabez Upham,  
James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Alexander Wilson, and  
Nathan Wilson.

**Those who voted in the negative, are**

**Lemuel J. Alston,  
Willis Alston, junior,**

**William W. Bibb,  
William Blackledge,**

John Blake, junior,  
 Thomas Blount,  
 John Boyle,  
 Robert Brown,  
 William Butler,  
 Joseph Calhoun,  
 Matthew Clay,  
 John Clopton,  
 Josiah Deane,  
 Joseph Desha,  
 John W. Eppes,  
 William Findley,  
 Meshack Franklin,  
 James M. Garnett,  
 Thomas Gholson, junior,  
 Edwin Gray,  
 Isaiah L. Green,  
 James Holland,  
 Daid Holmes,  
 Benjamin Howard,  
 John G. Jackson,

John Lambert,  
 John Love,  
 Robert Marion,  
 Josiah Masters,  
 John Montgomery,  
 Thomas Moore,  
 Thomas Newton,  
 Timothy Pitkin, junior,  
 Jacob Richards,  
 Lemuel Sawyer,  
 Samuel Shaw,  
 James Sloan,  
 Dennis Smelt,  
 John Smilie,  
 Richard Stanford,  
 William Stedman,  
 George M. Troup,  
 Jesse Wharton,  
 Isaac Wilbour,  
 David R. Williams, and  
 Richard Winn.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have passed the bill, intituled, " An act authorizing the appointment and employment of an additional number of navy officers, seamen and marines," with amendments, to which they desire the concurrence of this House : The Senate have also passed the bill, intituled " An act to continue in force, for a further time, the first section of the act, intituled " An act further to protect the commerce and seamen of the United States against the Barbary powers," with amendments, to which they desire the concurrence of this House : The Senate have postponed until the first Monday in June next, the farther consideration of the bill, intituled " An act to authorize the transmission of certain documents by mail, free of postage : " And then he withdrew.

A motion was made by Mr. Bacon, and seconded, that the committee of the whole House, to whom was referred, on the tenth of November last, a

resolution moved by Mr. Chittenden, and herein before referred to, be discharged from the consideration thereof; and that the said proposed resolution be committed to the committee of the whole House on the bill to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes.

A division of the question on the said motion, was called for by Mr. Elliot, and seconded,

And on the question, that the House do agree to the first member of the said motion of Mr. Bacon, for discharging the committee of the whole House from consideration,

It passed in the negative,	{ Yeas 23.
	{ Nays 91.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,	John Rhea, ( <i>Tennessee</i> .)
Ezekiel Bacon,	Samuel Shaw,
Joseph Barker,	Jedediah K. Smith,
Daniel M. Durell,	Clement Storer,
James Elliot,	Joseph Story,
James Fisk,	Lewis B. Sturges,
Barent Gardenier,	Peter Swart,
Isaiah L. Green,	James I. Van Alen,
William Helms,	Archibald Van Horn,
Daniel Halsey,	Daniel C. Verplanck, and
John G. Jackson,	Nathan Wilson.
Matthew Lyon,	

Those who voted in the negative, are,

Lemuel J. Alston,	John Boyle,
Willis Alston, junior,	Robert Brown,
Burwell Bassett,	William Butler,
William W. Bibb,	Joseph Calhoun,
William Blackledge,	George W. Campbell,
John Blake, junior,	John Campbell,
Thomas Blount,	Epaphroditus Champion,
Adam Boyd,	Martin Chittenden,

## OF REPRESENTATIVES.

217

Matthew Clay,  
John Clopton,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
Joseph Desha,  
William Ely,  
John W. Eppes,  
William Findley,  
Meshack Franklin,  
Francis Gardner,  
Thomas Gholson, junior,  
Charles Goldsborough,  
Edwin Gray,  
John Harris,  
John Heister,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Richard Jackson,  
Robert Jenkins,  
Richard M. Johnson,  
Walter Jones,  
John Lambert,  
Joseph Lewis, junior,  
Edward St. Loc Livermore,  
Nathaniel Macon,  
Robert Marion,  
Josiah Masters,  
William Milnor,  
Daniel Montgomery, junior,  
John Montgomery,  
Thomas Moore,  
John Morrow,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Roger Nelson,

Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
Timothy Pitkin, junior,  
John Porter,  
John Pugh,  
Josiah Quincy,  
John Rea, (*Pennsylvania*),  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
John Russell,  
Lemuel Sawyer,  
Ebenezer Seaver,  
James Sloan,  
Dennis Smelt,  
John Smilie,  
John Smith,  
Samuel Smith,  
Henry Southard,  
Richard Stanford,  
William Stedman,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Taylor,  
John Thompson,  
George M. Troup,  
Jabez Upham,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Killian K. Van Rensselaer,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbour,  
David R. Williams,  
Alexander Wilson, and  
Richard Winn.

And so the question on the last member of the said motion was lost.

A motion was then made by Mr. Van Cortlandt, and seconded, that the House do now, according to the order of the day, resolve itself into a committee of the whole House, on the said resolution proposed by Mr. Chittenden, on the tenth of November last.

**And the question being put thereupon,**

It was resolved in the affirmative, } Yeas 62.  
 } Nays 49.

**The yeas and nays being demanded by one fifth of the members present,**

**Those who voted in the affirmative, are**

Evan Alexander,  
 Lemuel J. Alston,  
 Willis Alston, junior,  
 Joseph Barker,  
 William W. Bibb,  
 Thomas Blount,  
 John Boyle,  
 William Butler,  
 John Campbell,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior,  
 Joseph Desha,  
 James Elliot,  
 William Ely,  
 John W. Eppes,  
 Barent Gardenier,  
 Francis Gardner,  
 Charles Goldsborough,  
 Edwin Gray,  
 John Harris,  
 William Helms,  
 Benjamin Howard,  
 Daniel Hsley,  
 Richard Jackson,  
 Robert Jenkins,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Matthew Lyon,

Robert Marion,  
Josiah Masters,  
William Milnor,  
John Morrow,  
Gurdon S. Mumford,  
Thomas Newbold,  
Timothy Pitkin, junior,  
Josiah Quincy,  
John Rhea, (*Tennessee*)  
Samuel Riker,  
John Russell,  
Lemuel Sawyer,  
Samuel Shaw,  
James Sloan,  
Dennis Smelt,  
Samuel Smith,  
William Stedman,  
Clement Storer,  
Lewis B. Sturges,  
Peter Swart,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Thompson,  
Jabez Upham,  
James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
David R. Williams, and  
Nathan Wilson.

**Those who voted in the negative, are**

**David Bard,  
Burwell Bassett,  
Adam Boyd,**

**Robert Brown,  
Joseph Calhoun,  
George W. Campbell,**

Matthew Clay,  
 John Clopton,  
 Orchard Cook,  
 Richard Cutts,  
 William Findley,  
 James Fisk,  
 Mesback Franklin,  
 Thomas Gholson, junior,  
 Isaiah L. Green,  
 John Heister,  
 James Holland,  
 David Holmes,  
 Reuben Humphreys,  
 John G. Jackson,  
 Walter Jones,  
 Thomas Kenan,  
 John Lambert,  
 John Love,  
 Nathaniel Macon,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Thomas Moore,

Roger Nelson,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Pugh,  
 John Rea, (*Pennsylvania*),  
 Jacob Richards,  
 Matthias Richards,  
 Ebenezer Seaver,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Henry Southard,  
 Richard Stanford,  
 John Taylor,  
 George M. Troup,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Isaac Wilbour,  
 Alexander Wilson, and  
 Richard Winn.

The House, accordingly, resolved itself into the said committee; and after some time spent therein, Mr. Speaker resumed the chair.

A motion was then made by Mr. Mosely, and seconded, that the House do now adjourn.

And the question being taken thereupon,

It was resolved in the affirmative, } Yeas 40,  
 } Nays 38.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
 Lemuel J. Alston,  
 David Bard,  
 William Blackledge,  
 John Boyle,  
 William Butler,  
 Joseph Calhoun,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 Orchard Cook,  
 Richard Cutts,

William Findley,  
 James Fisk,  
 Mesback Franklin,  
 Francis Gardner,  
 Isaiah L. Green,  
 David Holmes,  
 Benjamin Howard,  
 Daniel Hsley,  
 Walter Jones,  
 John Lambert,  
 Edward St. Loe Livermore,



Robert Marion,  
Jeremiah Morrow,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Josiah Quincy,  
Samuel Riker,  
John Russell,  
James Sloan,  
John Smith,

Richard Stanford,  
William Stedman,  
Clement Storer,  
Peter Swart,  
Benjamin Tallmadge,  
John Thompson,  
James I. Van Alen,  
Archibald Van Horn, and  
Robert Whitehill.

Those who voted in the negative, are

Willis Alston, junior,  
Burwell Bassett,  
Thomas Blount,  
Adam Boyd,  
Robert Brown,  
Matthew Clay,  
John Clopton,  
Joseph Desha,  
Daniel M. Durell,  
John W. Eppea,  
Barent Gardenier,  
Thomas Gholson, junior,  
John Harris,  
John Heister,  
James Holland,  
John G. Jackson,  
Thomas Kenan,  
William Kirkpatrick,  
Nathaniel Macon,

John Montgomery,  
Thomas Moore,  
John Morrow,  
Thomas Newbold,  
Wilson C. Nic. olas.  
John Porter,  
John Rea, (*Pennsylvania*;  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Samuel Shaw,  
John Smilie,  
Samuel Smith,  
John Taylor,  
George M. Troup,  
Philip Van Cortlandt,  
Jesse Wharton,  
David R. Williams, and  
Richard Winn.

Whereupon,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, January 5, 1809.

Mr. John G. Jackson, from the joint committee for inrolled bills, reported, that the committee did, on the fourth instant, present to the President of the United States, for his approbation, an inrolled bill,

intituled "An act for the relief of Andrew Joseph Villard."

The Speaker laid before the House, a letter from the Secretary of the Treasury, accompanied with sundry statements made in conformity to the several provisions of the laws providing for the sale of public lands south of the state of Tennessee, which were read, and ordered to be referred to the Committee on the Public Lands.

Mr. Lewis, from the Committee for the District of Columbia, presented, according to order, a bill supplementary to the act, intituled "An act to amend the charter of Georgetown," which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Newton, from the Committee of Commerce and Manufactures, presented, according to order, a bill for the relief of sick, disabled and distressed seamen, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

Mr. Nelson, from the committee appointed on so much of the message from the President of the United States at the commencement of the present session, as relates to the military and naval establishments, presented, according to order, a bill authorizing the appointment of a superintendant of ordnance, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Findiey, from the Committee of Elections, to whom it was referred to examine the certificates of election or other credentials of several new members returned to serve in this House, in the room of others who are deceased, or have resigned their seats, made a report thereupon, which he delivered in at the Clerk's table, where the same was read, and is as followeth :

“ On examining the certificates and credentials of Joseph Story, returned for the state of Massachusetts, in the room of Jacob Crowninshield, deceased ; of Richard Jackson, returned for the state of Rhode Island, in the room of Nehemiah Knight, deceased ; of Samuel Shaw, returned for the state of Vermont, to serve in the room of James Witherell, who hath resigned his seat ; of Nathan Wilson, returned for the state of New York, in the room of David Thomas, appointed treasurer of that state ; of Benjamin Say, returned for the state of Pennsylvania, in the room of Joseph Clay, who hath resigned his seat ; of Thomas Gholson, junior, returned for the state of Virginia, in the room of John Claiborne, deceased ; and of Jesse B. Thomas, elected a delegate for the territory of Indiana, by the legislature thereof, to serve in the second session of the tenth Congress, in the room of Benjamin Parke, appointed a judge of the superior court of that territory : Report,

“ That the certificates and other credentials of the elections and returns of Joseph Story, for the state of Massachusetts ; Samuel Shaw, for the state of Vermont ; Richard Jackson, for the state of Rhode Island ; Nathan Wilson, for the state of New York ; Benjamin Say, for the state of Pennsylvania ; Thomas Gholson, junior, for the state of Virginia ; and Jesse B. Thomas, for the territory of Indiana, are sufficient to entitle them to seats in this House.”

Ordered, That the said report do lie on the table.

Mr. Bassett, chairman of the committee of the whole House, to whom was referred a resolution proposed by Mr. Chittenden, in the following words, to wit : " Resolved, That the act passed at the last session of Congress, intituled " An act laying an embargo on all ships and vessels in the ports and harbors of the United States," and the several acts supplementary and additional thereto, ought to be immediately repealed ;" also, sundry other resolutions subsequently proposed, and petitions presented to the House, touching the same subject, reported, that the committee had, yesterday, according to order, had the said resolutions and petitions under consideration ; and in the course of the discussion, the committee found themselves without a quorum, and thereby dissolved : Whereupon,

Ordered, That the said proposed resolutions, together with the petitions presented touching the subject aforesaid, do lie on the table.

A message, in writing, was received from the President of the United States, by Mr. Coles, his Secretary, who delivered in the same, and then withdrew.

A message from the Senate, by Mr. Otis, their Secretary :

Mr. Speaker : The Senate have passed the bill, intituled " An act for the relief of Augustin Serry," with an amendment, to which they desire the concurrence of this House : I am directed to inform this House, that the President of the United States did, on the fourth instant, approve and sign an act, which originated in the Senate, intituled " An act for the relief of Andrew Joseph Villard : " And then he withdrew.

The House, according to the order of the day, again resolved itself into a committee of the whole House, on the bill sent from the Senate, intituled " An act to enforce and make more effectual an act, entitled " An act laying an embargo on all ships and vessels

in the ports and harbors of the United States," and the several acts supplementary thereto," and the report of a select committee thereon, made the twenty-eighth ultimo; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bassett reported, that the committee had, according to order, again had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table, where the same were severally twice read, amended, and agreed to by the House.

The said bill was then further amended at the Clerk's table.

A motion was made by Mr. Pitkin, and seconded, farther to amend the bill, by striking out in the fourth, fifth, sixth and seventh lines of the ninth section thereof, the following words: "*or when in vessels, carts, waggons, sleighs, or any other carriage, or in any manner apparently on their way towards the territories of a foreign nation, or the vicinity thereof; or towards a place whence such articles are intended to be exported.*"

And on the question for striking out the words as herein before recited,

It passed in the negative,	} Yeas 41.
	} Nays 51.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Ezekiel Bacon,  
Martin Chittenden,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
Daniel M. Durell,  
James Elliot,  
Barent Gardenier,  
Francis Gardner,  
Charles Goldsborough,

John Harris,  
Robert Jenkins,  
Joseph Lewis, junior,  
Matthew Lyon,  
Nathaniel Macon,  
Robert Marion,  
Josiah Masters,  
William Milnor,  
John Montgomery,  
Jeremiah Morrow,

Gurdon S. Mumford,  
 Thomas Newbold,  
 Wilson C. Nicholas,  
 Timothy Pitkin, junior,  
 Josiah Quincy,  
 John Rhea, (*Tennessee*),  
 John Russell,  
 Richard Stanford,  
 Clement Storer,  
 Joseph Story,  
 Lewis B. Sturges,

Peter Swart,  
 Samuel Taggart,  
 John Thompson,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Killian K. Van Rensselaer,  
 Jesse Wharton,  
 David R. Williams, and  
 Nathan Wilson.

Those who voted in the negative, are

Evan Alexander,  
 Lemuel J. Alston,  
 Willis Alston, junior,  
 Joseph Barker,  
 William W. Bibb,  
 William Blackledge,  
 Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William Butler,  
 Joseph Calhoun,  
 George W. Campbell,  
 Matthew Clay,  
 John Clopton,  
 Orchard Cook,  
 John Dawson,  
 Josiah Deane,  
 Joseph Desha,  
 John W. Eppes,  
 William Findley,  
 Meshack Franklin,  
 Thomas Gholdson, junior,  
 Isaiah L. Green,  
 John Heister,  
 James Holland,

David Holmes,  
 Reuben Humphreys,  
 Daniel Husley,  
 Walter Jones,  
 John Lambert,  
 Daniel Montgomery, junior,  
 Nicholas R. Moore,  
 John Morrow,  
 Roger Nelson,  
 Thomas Newton,  
 John Porter,  
 John Pugh,  
 John Rea, (*Pennsylvania*),  
 Matthias Richards,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 John Taylor,  
 Daniel C. Verplanck,  
 Robert Whitehill,  
 Isaac Wilbour, and  
 Alexander Wilson.

A motion was then made by Mr. Sturges, and seconded, farther to amend the bill by striking out from the word "thereof," in the second line of the thirteenth section, to the end thereof, the following words: "*during the continuance of the act, intituled,*

*"An act laying an embargo on all ships and vessels in the ports and harbors of the United States, and no longer,"* and by inserting, in lieu thereof, the following words: "until the first day of June next."

A division of the question on the said amendment was called for by Mr. David R. Williams, and seconded: Whereupon,

The question being taken on the first member of the said proposed amendment for striking out the words as herein before recited,

It passed in the negative, } Yeas 27.  
   } Nays 75.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Epaphroditus Champion,  
 Orchard Cook,  
 John Culpeper,  
 Samuel W. Dana,  
 James Elliot,  
 William Ely,  
 Barent Gardenier,  
 Francis Gardner,  
 Charles Goldsborough,  
 John Harris,  
 Richard Jackson,  
 Robert Jenkins,  
 Joseph Lewis, junior,  
 Matthew Lyon,

Josiah Masters,  
 William Milnor,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Timothy Pitkin, junior,  
 Josiah Quincy,  
 William Stedman,  
 Lewis B. Sturges,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 Jabez Upham,  
 Nicholas Van Dyke, and  
 Killian K. Van Rensselaer.

Those who voted in the negative, are

Evan Alexander,  
 Lemuel J. Alston,  
 Willis Alston, junior,  
 Ezekiel Bacon,  
 David Bard,  
 Joseph Barker,  
 William W. Bibb,  
 William Blackledge,  
 John Blake, junior,

Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William Butler,  
 Joseph Calhoun,  
 George W. Campbell,  
 Matthew Clay,  
 John Clopton,

John Dawson,  
 Josiah Deane,  
 Joseph Desha,  
 Daniel M. Durell,  
 John W. Eppes,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Thomas Gholson, junior,  
 Isaiah L. Green,  
 John Heister,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphrey,  
 Daniel Hsley,  
 Richard M. Johnson,  
 Walter Jones,  
 John Lambert,  
 Nathaniel Macon,  
 Robert Marion,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Roger Nelson,  
 Thomas Newbold,

Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Pugh,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Henry Southard,  
 Richard Stanford,  
 Clement Storer,  
 Joseph Story,  
 John Taylor,  
 John Thompson,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 David R. Williams,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

And so the said first member, as also the residue of the said proposed amendment, was lost.

Another motion was made by Mr. Sturges, and seconded, farther to amend the said bill, by adding a new section to the end thereof, as the fourteenth section, in the words following, to wit :

Sec. 14. " And be it further enacted, That this act, and the act, intituled, " An act laying an embargo on all ships and vessels in the ports and harbors of the United States," and all laws supplementary thereto, be, and they are hereby repealed from and after the fourth day of March next."

A question of order was moved thereupon by Mr. Bassett, and seconded, whether, in the opinion of the



chair, the last proposed amendment could be received in conformity to the standing rules and orders of the House: Whereupon,

Mr. Speaker decided, as his opinion, that the said proposed amendment was in order.

The question then recurred, that the House do agree to the said amendment of Mr. Sturges, as originally proposed, and herein before recited;

And after farther debate on the said last amendment proposed by Mr. Sturges to the bill,

The question was taken, that the House do agree to the same?

And passed in the negative, } Yeas 35.  
Nays 81.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Epaphroditus Champion,  
Martin Chittenden,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
James Elliot,  
William Ely,  
Brent Gardenier,  
Francis Gardner,  
James M. Garnett,  
Charles Goldsborough,  
Edwin Gray,  
John Harris,  
Richard Jackson,  
Robert Jenkins,  
Philip B. Key,  
Joseph Lewis, junior,  
Edward St. Loë Livermore,

Matthew Lyon,  
Josiah Masters,  
William Milnor,  
Jonathan O. Mosely,  
Timothy Pitkin, junior,  
Josiah Quincy,  
John Randolph,  
John Russell,  
James Sloan,  
William Stedman,  
Lewis B. Sturges,  
Samuel Taggart,  
Benjamin Tallmadge,  
Jabez Upham,  
Philip Van Cortlandt,  
Nicholas Van Dyke, and  
Killian K. Van Rensselaer.

Those who voted in the negative, are

Evan Alexander,  
Lemuel J. Alston,  
Willis Alston, junior,

Ezekiel Bacon,  
David Bard,  
Joseph Barker,

Burwell Bassett,  
 William W. Bibb,  
 William Blackledge,  
 John Blake, junior,  
 Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William Butler,  
 Joseph Calhoun,  
 George W. Campbell,  
 Mathew Clay,  
 John Clopton,  
 Richard Cutts,  
 Josiah Deane,  
 Joseph Desha,  
 John W. Eppea,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Thomas Gholson, junior,  
 Isaiah L. Green,  
 John Heister,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 John G. Jackson,  
 Richard M. Johnson,  
 Walter Jones,  
 Thomas Kenah,  
 William Kirkpatrick,  
 John Lambert,  
 Nathaniel Macon,  
 Robert Marion,  
 Daniel Montgomery, junior,  
 John Montgomery,

Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Rea, (*Pennsylvania*,)  
 John Rhea, (*Tennessee*,)  
 Jacob Richards,  
 Matthias Richards,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 Clement Storer,  
 Joseph Story,  
 Peter Swart,  
 John Taylor,  
 John Thompson,  
 George M. Troup,  
 James I. Van Allen,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 David R. Williams,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

A question of order was raised by Mr. John G. Jackson, whether Mr. Elliot, one of the members for Vermont, was in order, by introducing into discussion insinuations against the executive of the United States for not communicating to this House information received from the minister of the United States at Paris, in due time, (which communication

was received by the President antecedent to the twenty-second of March, one thousand eight hundred and eight :) Whereupon,

Mr. Speaker decided as the opinion of the chair, that the said insinuations were not in order, and irrelevant to the question depending before the House.

From which decision of the chair, an appeal was made to the House by Mr. Gardenier, and seconded,

And on the question, "Is the said decision of the chair correct?"

It was resolved in the affirmative, } Yeas 71.  
Nays 28.

The yeas and nays being demanded by one fifth of the members present,

**Those who voted in the affirmative, are**

Evan Alexander,  
 Ezekiel Bacon,  
 David Bard,  
 Joseph Barker,  
 William Blackledge,  
 John Blake, junior,  
 Thomas Blunt,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William Butler,  
 Joseph Calhoun,  
 George W. Campbell,  
 Matthew Clay,  
 John Clopton,  
 Richard Cutts,  
 John Dawson,  
 Josiah Deane,  
 Joseph Desha,  
 William Findley,  
 James Fisk,  
 Mesback Franklin,  
 Thomas Gholson, junior,  
 Isaiah L. Green,  
 John Heister,  
 James Holland,

David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Hsley,  
John G. Jackson,  
Richard M. Johnson,  
Walter Jones,  
Thomas Kenan,  
William Kirkpatrick,  
John Lambert,  
Robert Marion,  
Daniel Montgomery, junior  
John Montgomery,  
Nicholas R. Moore,  
Jeremiah Morrow,  
John Morrow,  
Gurdon S. Mumford,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Pugh,  
John Rea. (*Pennsylvania*)  
John Rheu, (*Tennessee*)  
Jacob Richards,

**Matthias Richards,  
Ebenezer Seaver,  
Samuel Shaw,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Samuel Smith,  
Henry Southard,  
Joseph Story.**

**John Taylor,  
James I. Van Alen,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbour,  
Alexander Wilson,  
Nathan Wilson, and  
Richard Winn.**

**Those who voted in the negative, are**

**Burwell Bassett,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
William Ely,  
Barent Gardnier,  
Francis Gardner,  
Charles Goldsborough,  
John Harris,  
Robert Jenkins,  
Philip B. Key,**

Joseph Lewis, junior,  
Matthew Lyon,  
Josiah Masters,  
Jonathan O. Mosely,  
Timothy Pitkin, junior,  
John Russell,  
Richard Stanford,  
William Stedman,  
Lewis B. Sturges,  
Benjamin Tallmadge,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Killian K. Van Rensselaer, and  
David R. Williams.

**A question of order was raised by Mr. Randolph, whether, after a question by yeas and nays was put by the Speaker, and the Clerk had proceeded to the call, and an answer made by any one of the members, and, at the same time, a member rising in his place to address the chair, it precluded farther debate on the said question : Whereupon,**

Mr. Speaker decided, as the opinion of the chair, that in all cases of that kind farther debate on the question then depending before the House, ought to be precluded.

From which decision of the chair, an appeal was made to the House by Mr. Randolph, and seconded;

And on the question, "Is the said decision of the chair correct?"

It was resolved in the affirmative, } Yeas 99.  
 } Nays 10.

The yeas and nays being demanded by one fifth  
of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
Matthew Clay,  
John Clopton,  
John Culpeper,  
Richard Cutts,  
John Davenport, junior,  
Joseph Desha,  
James Elliot,  
William Ely,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Thomas Gholson, junior,  
Charles Goldsborough,  
Isaiah L. Green,  
John Harris,  
John Heister,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Hsley,  
John G. Jackson,

Richard Jackson,  
Robert Jenkins,  
Richard M. Johnson,  
Walter Jones,  
Thomas Kenan,  
Philip B. Key,  
William Kirkpatrick,  
John Lambert,  
Nathaniel Macon,  
Robert Marion,  
Josiah Masters,  
William Milnor,  
Daniel Montgomery, junior,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
Timothy Pitkin, junior,  
John Porter,  
John Rea (*Pennsylvania*)  
John Rhea, (*Tennessee*),  
Jacob Richards,  
Matthias Richards,  
Ebenezer Seaver,  
Samuel Shaw,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Samuel Smith,  
Henry Southard,  
Richard Stanford,  
William Stedman,  
Clement Storer,  
Joseph Story,  
Peter Swart,

Benjamin Tallmadge,  
John Taylor,  
John Thompson,  
George M. Troup,  
Jabez Upham,  
James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke,

Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbour,  
David R. Williams,  
Alexander Wilson, and  
Richard Winn.

Those who voted in the negative, are

Barent Gardenier,  
Francis Gardner,  
James M. Garnett,  
Edwin Gray,  
Joseph Lewis, junior,

Edward St. Loë Livermore,  
Matthew Lyon,  
Josiah Quincy,  
John Randolph, and  
Lewis B. Sturges.

No farther amendment being then offered to the said bill,

The question was stated from the chair, that the amendments agreed to, be engrossed, and, together with the bill, be read the third time : Whereupon,

A motion was made by Mr. Dana, and seconded, farther to amend the bill, by striking out the eleventh section thereof, in the words following, to wit :

*" Sec. 11. And be it further enacted, That it shall be lawful for the President of the United States, or such other person as he shall have empowered for that purpose, to employ such part of the land or naval forces or militia of the United States, or of the territories thereof, as may be judged necessary in conformity with the provisions of this and other acts respecting the embargo, for the purpose of preventing the illegal departure of any ship or vessel, or of detaining, taking possession of, and keeping in custody any ship or vessel, or of taking into custody and guarding any specie, or articles of domestic growth, produce or manufacture ; and also, for the purpose of preventing and suppressing any armed or riotous assemblage of persons resisting the custom-house officers in the exercise of their duties, or in any manner opposing the execution of the laws*

*laying an embargo, or otherwise violating, or assisting and abetting violations of the same."*

And on the question, that the House do agree to the said proposed amendment,

It passed in the negative,      } Yeas 31.  
   } Nays 70.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Epaphroditus Champion,	Josiah Masters,
Martin Chittenden,	William Milnor,
John Culpeper,	Jonathan O. Mosely,
Samuel W. Dana.	Timothy Pitkin, junior,
John Davenport, junior,	Josiah Quincy,
William Ely,	John Russell,
Barent Gardenier,	James Sloan,
Francis Gardner,	William Stedman,
James M. Garnett,	Lewis B. Sturges,
Charles Goldsborough,	Samuel Taggart,
John Harris,	Benjamin Tallmadge,
Richard Jackson,	Jabez Upham,
Philip B. Key,	Philip Van Cortlandt,
Joseph Lewis, junior,	Nicholas Van Dyke, and
Edward St. Loe Livermore,	Killian K. Van Rensselaer.
Matthew Lyon,	

Those who voted in the negative, are

Evan Alexander,	William Butler,
Lemuel J. Alston,	Joseph Calhoun,
Willis Alston, junior,	George W. Campbell,
Ezekiel Bacon,	Matthew Clay,
David Bard,	John Clopton,
Joseph Barker,	Richard Cutts,
Burwell Bassett,	Josiah Deane,
William W. Bibb,	Joseph Desha,
William Blackledge,	John W. Eppes,
John Blake, junior,	William Findley,
Thomas Blount,	James Fisk,
Adam Boyd,	Meshack Franklin,
Joan Boyle,	Thomas Gholson, junior,
Robert Brown,	Isaiah L. Green,

John Heister,  
 James Holland,  
 David Holmes,  
 Reuben Humphreys,  
 John G. Jackson,  
 Richard M. Johnson,  
 Walter Jones,  
 Thomas Kenan,  
 William Kirkpatrick,  
 John Lambert,  
 Robert Marion,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,

John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*),  
 Jacob Richards,  
 Matthias Richards,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Richard Stanford,  
 Clement Stores,  
 John Taylor,  
 George M. Troup,  
 James I. Van Alen,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 David R. Williams,  
 Alexander Wilson, and  
 Richard Winn.

The amendments to the said bill, as agreed to by the House, being brought in engrossed, the question was again stated from the chair, that the same be read the third time ;

And the question being put thereupon,

It was resolved in the affirmative, } Yeas 73.  
 } Nays 29.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Lemuel J. Alston,  
 Willis Alston, junior,  
 Ezekiel Bacon,  
 David Bard,  
 Joseph Barker,  
 Burwell Bassett,  
 William W. Bibb,  
 William Blackledge,  
 John Blake, junior,

Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William Butler,  
 Joseph Calhoun,  
 George W. Campbell,  
 Matthew Clay,  
 John Clopton,



Richard Cutts,  
 Josiah Deane,  
 Joseph Desha,  
 John W. Epper,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Thomas Gholson, junior,  
 Isaiah L. Green,  
 John Heister,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 John G. Jackson,  
 Richard M. Johnson,  
 Walter Jones,  
 Thomas Kenan,  
 William Kirkpatrick,  
 John Lambert,  
 Nathaniel Macon,  
 Robert Marion,  
 Josiah Masters  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,

Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Ebenezer Scaver,  
 Samuel Shaw,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Richard Stanford,  
 Clement Storer,  
 Joseph Story,  
 John Taylor,  
 George M. Troup,  
 James I. Van Alen,  
 Daniel C. Verplauk,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 David R. Williams,  
 Alexander Wilson, and  
 Richard Winn.

Those who voted in the negative, are

Epaphroditus Champion,  
 Martin Chittenden,  
 John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior,  
 William Ely,  
 Barent Gardenier,  
 Francis Gardner,  
 James M. Garnett,  
 Charles Goldsborough,  
 John Harris,  
 Richard Jackson,  
 Robert Jenkins,  
 Joseph Lewis, jun.  
 Edward St. Lee Livermore,

Matthew Lyon,  
 William Milnor,  
 Jonathan O. Mosely,  
 Timothy Pitkin, jun.  
 Josiah Quincy,  
 John Russell,  
 James Sloan,  
 William Stedman,  
 Lewis B. Sturges,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 Jabez Upham,  
 Nicholas Van Dyke, and  
 Killian K. Van Rensselaer,

A motion was made by Mr. Sturges, and seconded, that the House do now adjourn.

And the question being put thereupon,

It passed in the negative, } Yeas 35.  
   } Nays 79.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior,  
 James Elliot,  
 William Ely,  
 Francis Gardner,  
 Charles Goldsborough,  
 Edwin Gray,  
 John Harris,  
 Richard Jackson,  
 Robert Jenkins,  
 Philip B. Key,  
 Joseph Lewis, junior,  
 Edward St. Loë Livermore,  
 Matthew Lyon,

John Morrow,  
 Jonathan O. Mosely,  
 Timothy Pitkin, junior,  
 Josiah Quincy,  
 John Randolph,  
 John Russell,  
 James Sloan,  
 Richard Stanford,  
 William Stedman,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Jabez Upham,  
 Nicholas Van Dyke, and  
 Killian K. Van Rensselaer.

Those who voted in the negative, are

Lemuel J. Alston,  
 Willis Alston, junior,  
 Ezekiel Bacon,  
 David Bard,  
 Joseph Barker,  
 Burwell Bassett,  
 William W. Bibb,  
 William Blackledge,  
 John Blake, junior,  
 Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,

William Butler,  
 Joseph Calhoun,  
 George W. Campbell,  
 Matthew Clay,  
 John Clopton,  
 Richard Cutts,  
 Josiah Deane,  
 Joseph Desha,  
 John W. Eppes,  
 William Findley,  
 James Fisk,  
 Meshach Franklin,  
 Barent Gardenier,

James M. Garnett,  
 Thomas Gholson, junior,  
 Isaiah L. Green,  
 John Heister,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Halsey,  
 John G. Jackson,  
 Richard M. Johnson,  
 Walter Jones,  
 Thomas Kenan,  
 William Kirkpatrick,  
 John Lambert,  
 Nathaniel Macon,  
 Robert Marion,  
 Josiah Masters,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,

Wilson C. Nicholas,  
 John Porter,  
 John Rea, (*Pennsylvania*),  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 John Smilie,  
 Jedediah K. Smith,  
 Samuel Smith,  
 Henry Southard,  
 Clement Storer,  
 Joseph Story,  
 John Taylor,  
 George M. Troup,  
 James I. Van Allen,  
 Philip Van Cortlandt,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 David R. Williams,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

A motion was then made by Mr. Quincy, and seconded, that the said bill, with the amendments, be read the third time on Saturday next.

And the question being taken thereupon,

It passed in the negative, } Yeas 35.  
 } Nays 68.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 John Culpeper,  
 Samuel W. Dana,

John Davenport, jun.  
 William Ely,  
 Barent Gardenier,  
 Francis Gardner,  
 James M. Garnett,

Charles Goldsborough,  
John Harris,  
Richard Jackson,  
Robert Jenkins,  
Joseph Lewis, junior,  
Edward St. Lee Livermore,  
Matthew Lyon,  
Nathaniel Macon,  
Josiah Masters,  
William Milnor,  
John Morrow,  
Jonathan O. Mosely,  
Timothy Pitkin, junior,

Josiah Quincy,  
John Russell,  
James Sloan,  
Richard Stanford,  
William Stedman,  
Lewis B. Sturges,  
Samuel Taggart,  
Benjamin Tallmadge,  
Jabez Upham,  
Philip Van Cortlandt,  
Nicholas Van Dyke, and  
Killian K. Van Rensselaer:

Those who voted in the negative, are

Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
John Clopton,  
Richard Cutts,  
Josiah Deane,  
Joseph Desha,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Thomas Gholson, jun.  
Isaiah L. Green,  
John Heister,  
James Holland,  
David Holmes,  
Benjamin Howard,

Reuben Humphreys,  
John G. Jackson,  
Richard M. Johnson,  
Walter Jones,  
Thomas Kenan,  
William Kirkpatrick,  
John Lambert,  
Robert Marion,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Rea, (*Pennsylvania*),  
John Rhea, (*Tennessee*),  
Jacob Richards,  
Matthias Richards,  
Ebenezer Seaver,  
Samuel Shaw,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Clement Storer,  
John Taylor,  
George M. Troup,  
James I. Van Allen,  
Daniel C. Verplanck,

Jesse Wharton,  
Robert Whitehill,  
Issac Wilbour,

David R. Williams,  
Alexander Wilson, and  
Richard Winn.

On the question, that the bill, with the amendments, be now read the third time,

It was resolved in the affirmative:

The said bill, as amended, was, accordingly, read the third time;

And on the question, that the same do pass,

It was resolved in the affirmative, } Yeas 71.  
  } Nays 32.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
John Clopton,  
Richard Cutts,  
Josiah Deane,  
Joseph Desha,  
John W. Eppes,  
James Fisk,  
Meshack Franklin,  
Thomas Gholson, junior,

Isaiah L. Green,  
John Heister,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
John G. Jackson,  
Richard M. Johnson,  
Walter Jones,  
Thomas Kenan,  
William Kirkpatrick,  
John Lambert,  
Nathaniel Macon,  
Robert Marion,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Rea, (*Pennsylvania*,)  
John Rhea, (*Tennessee*,)

Jacob Richards,  
Matthias Richards,  
Ebenezer Scaver,  
Samuel Shaw,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Clement Storer,  
Joseph Story,  
John Taylor,

George M. Troup,  
James I. Van Alen,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbour,  
David R. Williams,  
Alexander Wilson, and  
Richard Winn.

Those who voted in the negative, are

Epaphroditus Champion,  
Martin Chittenden,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
William Ely,  
Barent Gardenier,  
Francis Gardner,  
James M. Garnett,  
Charles Goldsborough,  
John Harris,  
Richard Jackson,  
Robert Jenkins,  
Joseph Lewis, junior,  
Edward St. Loe Livermore,  
Matthew Lyon,

Josiah Masters,  
William Milnor,  
Jonathan O. Mosely,  
Timothy Pitkin, junior,  
Josiah Quincy,  
John Russell,  
James Sloan,  
Richard Stanford,  
William Stedman,  
Lewis B. Sturges,  
Samuel Taggart,  
Benjamin Tallmadge,  
Jabez Upham,  
Philip Van Cortlandt,  
Nicholas Van Dyke, and  
Killian K. Van Rensselaer.

Resolved, That this House doth agree to the title;  
and that the Clerk of this House do carry the said  
bill to the Senate, and desire their concurrence in the  
amendments thereto.

On motion of Mr. John G. Jackson, that when  
this House adjourns, it will adjourn until Saturday  
morning, eleven o'clock.

The question was taken thereupon,  
And resolved in the affirmative.

Mr. Van Dyke presented a memorial of sundry  
late officers in the Delaware line of the late revolu-  
tionary army, in behalf of themselves, and others,  
praying that such farther compensation may be grant-  
ed to the memorialists, for their respective services  
in the capacity aforesaid, as shall be equivalent to an

allowance of half pay for life ; or that such other relief may be afforded in the premises, as to the wisdom and justice of Congress shall seem meet.

Ordered, That the said memorial be referred to the committee appointed the twenty-sixth ultimo, on the memorials of sundry other late officers of the said revolutionary army ; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

The several orders of the day were farther postponed until Saturday next.

And then the House adjourned until Saturday morning, eleven o'clock.

### SATURDAY, January 7, 1809.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have passed the bill, intituled " An act authorizing the proprietors of squares and lots in the city of Washington to have the same subdivided, and admitted to record," without amendment : The Senate have passed a bill, intituled, " An act making a further appropriation towards completing the two wings of the capitol at the city of Washington ; and for other purposes ;" also, a bill, intituled, " An act to authorize the marine insurance company of Alexandria to alter their style and firm, and to insure against loss by fire," to which bills, respectively, the Senate desire the concurrence of this House : And then he withdrew.

The Speaker laid before the House, a letter from the Secretary of the Treasury, accompanied with a statement of the sums annually received at the treasury of the United States since the commencement of proceedings under the constitution ; and also, a statement exhibiting the annual amount of the respective branches of the customs, and the charges thereon, in pursuance of a resolution of this House, of the

twentieth ultimo, which were read, and ordered to lie on the table.

The message, in writing, from the President of the United States, received on Thursday last, was read, and is as followeth :

*" To the Senate and House of Representatives of the United States.*

" I communicate, for the information of Congress, the report of the director of the mint, of the operations of that establishment during the last year."

" TH : JEFFERSON."

" *January 5, 1809.*"

Ordered, That the said message, together with the report referred to therein, and sundry statements transmitted therewith, do lie on the table.

Mr. John G. Jackson, from the joint committee for inrolled bills, reported, that the committee did, on the sixth instant, present to the President of the United States, two inrolled bills ; one, intituled, " An act authorizing the President of the United States to employ an additional number of revenue cutters ;" and another, intituled, " An act authorizing the payment of certain pensions by the Secretary of War at the seat of government."

A message, in writing, was received from the President of the United States, by Mr. Coles, his secretary, as followeth :

*" To the Senate and House of Representatives of the United States.*

" I now lay before Congress a statement of the works of defence which it has been thought necessary to provide in the first instance, for the security of our sea-port towns and harbors, and of the progress towards their completion : their extent has been adapted



complete the same ; and also, a list of the names and number of officers appointed under the act of the last session, intituled " An act to raise for a limited time, an additional military force," and the number of men that have been inlisted pursuant to the provisions of the said act.

The House proceeded to consider the said proposed resolution at the Clerk's table ; and the same being twice read, was, on the question put thereupon, disagreed to by the House.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have agreed to the amendments proposed by this House to the bill sent from the Senate, intituled " An act to enforce and make more effectual an act, entitled " An act laying an embargo on all ships and vessels in the ports and harbors of the United States," and the several acts supplementary thereto : " And then he withdrew.

On a motion made by Mr. Smilie, and seconded, that the House do come to the following resolution :

Resolved, That a committee be appointed to inquire into the expediency of providing, by law, for the meeting of the next Congress, at an earlier period than the first Monday of December next, with leave to report by bill, or otherwise.

The House proceeded to consider the said proposed resolution at the Clerk's table : Whereupon,

A motion was made by Mr. Alexander, and seconded, that the same do lie on the table.

And the question being taken thereupon,  
It passed in the negative.

The main question was then put, that the House do agree to the said resolution, as originally proposed,

And resolved in the affirmative.

Ordered, That Mr. Smilie, Mr. Nicholas, Mr. Macon, Mr. Dana, Mr. Story, Mr. Boyle and Mr. Blake, be appointed a committee, pursuant to the said resolution.

The House proceeded to consider the amendments proposed by the Senate to the bill, intituled "An act to continue in force, for a further time, the first section of the act, intituled "An act further to protect the commerce and seamen of the United States against the Barbary powers :'' Whereupon,

Resolved, That this House doth agree to the said amendments.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The several orders of the day were farther postponed until Monday next.

And then the House adjourned until Monday morning, eleven o'clock.

MONDAY, January 9, 1809.

Another member, to wit ; John Rowan, from Kentucky, appeared, and took his seat in the House.

On motion of Mr. Holmes,

Ordered, That the petition of Isaac Briggs, presented the sixth of February, one thousand eight hundred and seven, and of Beniot Schweighauser, by John Mason, his attorney, presented the twenty-fourth of February, one thousand eight hundred and seven, and a report of the Secretary of the Treasury thereon, of the eleventh of December in the same year, be severally referred to the Committee of Claims.

Mr. Van Rensselaer presented a petition of Waterman Baldwin, of the county of Tioga, in the state of New York, praying, for the reasons therein specified, that the pension allowed him by law, in consideration of hardships and disabilities sustained by the petitioner, whilst a private in the continental army, during the revolutionary war with Great Britain, may be extended to the period at which the said hardships and disabilities were incurred.

The said petition was read, and ordered to be referred to the Committee of Claims.

On motion of Mr. Story, and seconded,

Resolved, That the Committee on Post offices and Post-roads be instructed to report a bill to this House, authorizing the transmission by mail, free of postage, of the President's message of the twenty-third of December last past, and the documents accompanying the same, which have been printed by the Senate and House of Representatives.

On motion of Mr. George W. Campbell, and seconded,

Ordered, That the Committee of Ways and Means, to whom was referred, on the thirtieth of December last, a petition of sundry mariners, late masters and mates of vessels belonging to the port of Portland, in the district of Maine, be discharged from the consideration of the same.

Mr. Holland presented two petitions of sundry citizens of the county of Lincoln, in the state of North Carolina, whose names are thereunto subscribed, respectively praying, for the reasons therein specified, a repeal of the several acts laying an embargo on all ships and vessels in the ports and harbors of the United States.

The said petitions were read, and ordered to lie on the table.

Mr. Jeremiah Morrow presented petitions from sundry inhabitants of the state of Ohio, praying, for the reasons therein enumerated, a remission of the forfeitures of interest which have been or may be incurred, and an extension of the time for the payment of the instalments of the purchase-money due to the United States for lands purchased by the petitioners, respectively.

The said petitions were received, and ordered to be severally referred to the Committee on the Public Lands.

On motion of Mr. Dana, and seconded,

Resolved, That the Secretary of State be directed to lay before this House, a statement of the whole number of persons born in foreign countries, and

legally admitted citizens of the United States by naturalization, who have been registered as American seamen, and returned as such to the Department of State, according to the lists transmitted by the collectors of the customs, in pursuance of the law relative to the relief and protection of American seamen.

On a motion made by Mr. Dana, and seconded, that the House do come to the following resolution :

Resolved, That for the benefit of seamen of the United States, it is proper to make provision, that registered ships or vessels, after a time to be limited by law, shall not continue to enjoy the benefits and privileges appertaining to ships or vessels of the United States, unless some of the mariners on board shall be citizens of the United States.

The said proposed resolution was read, and ordered to lie on the table.

Mr. Lewis presented a petition of Marsham Wareing, and others, whose names are thereunto subscribed, inhabitants of the district of Columbia, praying, for the reasons therein specified, that all executions which have been or may be awarded against the petitioners and other inhabitants of the said district, may be stayed during the continuance of the embargo and non-intercourse laws of the United States ; or that such other relief may be afforded in the premises, as to the wisdom and justice of Congress shall seem meet.

The said petition was read, and ordered to be referred to the Committee for the District of Columbia.

Mr. Nelson, from the committee to whom was re-committed, the bill for the relief of the infirm, disabled and superannuated officers and soldiers of the late and of the present army of the United States, reported several amendments thereto, which were read, and ordered to lie on the table.

The House proceeded to consider the amendment of the Senate to the second amendment proposed by this House, to the bill sent from the Senate, intituled "An act supplemental to an act, entitled "An act for extending the terms of credit on revenue bonds, in certain cases ; and for other purposes :"

Whereupon,

Resolved, That this House doth agree to the said amendment to the amendment.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House proceeded to consider the amendment proposed by the Senate to the bill, intituled "An act for the relief of Augustin Serry :"

Whereupon, Resolved, That this House doth agree to the said amendment.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. John G. Jackson, from the joint committee for enrolled bills, reported, that the committee had examined two enrolled bills, to wit : "An act to revive and continue in force for a further time, the first section of an act, intituled "An act further to protect the commerce and seamen of the United States against the Barbary powers ;" and "An act to enforce and make more effectual an act, entitled "An act laying an embargo on all ships and vessels in the ports and harbors of the United States," and the several acts supplementary thereto ;" and had found the same to be truly enrolled : Whereupon,

Mr. Speaker signed the said enrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. John G. Jackson, from the joint committee for enrolled bills, reported, that the committee did, this day, present the last mentioned enrolled bills to the President of the United States, for his approbation.

The House proceeded to consider the amendments proposed by the Senate to the bill, intituled "An

**Whereupon;**

A motion was made by Mr. Dana, and seconded, that the said amendments of the Senate, together with the bill, be committed to a committee of the whole House.

**It passed in the negative.**

**And the question being taken thereupon,**

**Ycas 40.**  
**Nays 78.**

**Those who voted in the affirmative, are**

Philip B. Key,  
Joseph Lewis, junior,  
William M'Creeery,  
Jonathan O. Mosely,  
Roger Nelson,  
Jacob Richards  
Samuel Riker,  
John Kowan,  
John Russell,  
Samuel Shaw,  
James Sloan,  
Joseph Story,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Thompson,  
Jabez Upham,  
James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke, and  
Daniel C. Verplanck..

Those who voted in the negative, are:

Willie Alston, junior,	Josiah Masters,
Ezekiel Bacon,	William Milnor,
David Bard,	Daniel Montgomery, junior,
Joseph Barker,	John Montgomery,
Burwell Bassett,	Nicholas K. Moore,
John Blake, junior,	Thomas Moore,
Thomas Blount,	Jeremiah Morrow,
John Boyle,	John Morrow,
Robert Brown,	Gurdon S. Mumford,
William A. Burwell,	Thomas Newbold,
Joseph Calhoun,	Thomas Newton,
George W. Campbell,	Wilson C. Nicholas,
Matthew Clay,	Timothy Pitkin, junr.
John Clapton,	John Porter,
Richard Cutts,	John Pugh,
Josiah Deane,	John Rea, ( <i>Pennsylvania</i> )
Joseph Desha,	John Rhea, ( <i>Tennessee</i> )
Daniel M. Durell,	Matthias Richards,
James Elliot,	Lemuel Sawyer,
John W. Eppes,	Dennis Smelt,
William Findley,	John Smilie,
James Fisk,	Jedediah K. Smith,
Francis Gardner,	John Smith,
James M. Garnett,	Samuel Smith,
Thomas Gholson, junior,	Henry Southard,
James Holland,	Richard Stanford,
David Holmes,	William Stedman,
Benjamin Howard,	Clement Storer,
Daniel Hsley,	Lewis B. Sturges,
John G. Jackson,	Peter Swart,
Richard M. Johnson,	John Taylor,
Thomas Kenan,	Abram Trigg,
William Kirkpatrick,	George M. Troup,
Edward St. Loe Livermore,	Jesse Wharton,
Edward Lloyd,	Robert Whitehill,
John Love,	Isaac Wilbour,
Matthew Lyon,	David R. Williams,
Nathaniel Macon,	Alexander Wilson, and
Robert Mariou,	Nathan Wilson.

The question then recurred on agreeing to the first amendment ;

And debate arising thereon,

An adjournment was called for : on which

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

**TUESDAY, January 10, 1809.**

The bill sent from the Senate, intituled, "An act making a further appropriation towards completing the two wings of the capitol at the city of Washington; and for other purposes," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

The bill sent from the Senate, intituled, "An act to authorize the marine insurance company of Alexandria to alter their style and firm, and to insure against loss by fire," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

On motion of Mr. Nelson, and seconded,

Ordered, That the amendments reported yesterday from the select committee to whom was re-committed the bill for the relief of the infirm, disabled, and superannuated officers and soldiers of the late and of the present army of the United States, which lay on the table, be committed, together with the bill, to a committee of the whole House, on Wednesday next.

Mr. Rhea, (of Tennessee) from the committee on post-offices and post-roads, presented, according to order, a bill to authorize the transportation of certain documents by mail free of postage, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be presently engrossed, and read the third time.



The said bill being brought in engrossed, was, accordingly, read the third time ;

And on the question, that the same do pass,

It was resolved in the affirmative.

Resolved, That the title be " An act to authorize the transportation of certain documents by mail free of postage."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

Mr. Nicholas presented a petition of sundry officers of the Virginia line of the late revolutionary army, whose names are thereunto subscribed, praying, for the reasons therein set forth, that such compensation may be made as may be equivalent to the respective services and losses of the petitioners, in the capacity aforesaid.

The said petition was read, and ordered to be referred to the committee appointed the twenty-sixth ultimo, on the memorials and petitions of the late officers of the said revolutionary army.

Mr. Nicholas also presented a petition of Richard Bland Lee, of the state of Virginia, praying that compensation may be made to him for a quantity of wood and timber which was cut and removed by a detachment of the army, from a tract of land adjoining Harper's ferry, on the river Potomac, in which the petitioner holds a fee-simple reversionary interest ; or that the government of the United States may purchase the said tract of land on such terms as shall be deemed reasonable and just.

The said petition was read, and, together with the report of the Secretary of War on a former petition to the like effect, ordered to be referred to Mr. Nicholas, Mr. Kenan, Mr. Van Cortlandt, Mr. Stedman and Mr. Van Dyke, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

On motion of Mr. Willis Alston, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be authorized to inquire into the expen-

diency of establishing a post-route from Windsor to Plymouth, in North Carolina.

Mr. Thomas presented a petition of sundry inhabitants of the counties of St. Clair and Randolph, in the Indiana territory, praying that the right of pre-emption to secure the settlements and improvements made by the petitioners on lands in the said territory, may be granted to them, for the reasons therein specified.

The said petition was read, and ordered to be referred to the Committee on the Public Lands.

Mr. Clittenden presented a petition of sundry inhabitants of the states of New Hampshire and Vermont, whose names are thereunto subscribed, praying that a post-road may be established from Hanover, in New Hampshire, to Middlebury, in Vermont, to pass through the towns or places therein enumerated.

The said petition was read, and ordered to be referred to the Committee on Post-offices and Post-roads.

Mr. Mumford presented a petition of Joseph Squire, junior, and Isaiah Jennings, of the city and state of New York, praying that such additional duty may be imposed by law, on welded and open timbers for sails and rigging of vessels, imported from foreign countries, as may effectually promote the manufacture of that article within the United States.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures

The Speaker presented to the House, a representation of sundry inhabitants of Townsend, in the county of Middlesex, and state of Massachusetts, whose names are thereunto subscribed, stating certain objections to the manner of appointing electors for President and Vice-President of the United States, by the Senate and House of Representatives of the said state of Massachusetts ; and praying the

interference of the powers vested by the constitution in the two Houses of Congress, to prevent the establishment of a precedent which, in their opinion, will have a dangerous tendency.

The said representation was read, and ordered to lie on the table.

On motion of Mr. Dana, and seconded,

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire into the propriety of amending the law relative to bonds which may be required for enrolled or licensed vessels of the United States, with leave to report by bill, or otherwise.

The House proceeded to consider a resolution proposed yesterday by Mr. Dana, and ordered to lie on the table ; and the same being amended to read as followeth :

Resolved, That for the benefit of seamen of the United States, it is proper to make provision, that registered ships or vessels, after a time to be limited by law, shall not continue to enjoy the benefits and privileges appertaining to ships or vessels of the United States, unless a certain proportion of the mariners on board the same shall be citizens of the United States.

Ordered, That the said resolution be referred to Mr. Dana, Mr. David R. Williams, Mr. Quincy, Mr. Mumford, and Mr. McCreery, with leave to report thereon by bill or bills, or otherwise.

Mr. Lewis presented a petition of the pastor and committee of the presbyterian congregation in the town of Alexandria, in behalf of themselves and others, praying that an act of Congress may be passed for incorporating the congregation aforesaid, under such terms and provisions as to the wisdom of Congress shall seem meet.

The said petition was read, and ordered to be referred to the Committee for the District of Columbia.

On motion of Mr. Dawson,

Ordered, That the petition of William Wedderburn, of the town of Alexandria, in the district of Columbia, presented the ninth of December, one thousand eight hundred and five, with the documents accompanying the same, be referred to the Committee of Claims.

Mr. Barker presented a representation from sundry inhabitants of Hanover, in the county of Plymouth, and state of Massachusetts, of the same tenor and to the like effect with the representation presented this day by Mr. Speaker, from sundry inhabitants of the county of Middlesex, in the said state, which was received, and ordered to lie on the table.

On motion of Mr. Green,

Ordered, That the memorial of sundry merchants of the island of Nantucket, in the state of Massachusetts, presented the ninth of December, one thousand eight hundred and seven, be referred to the Committee of Commerce and Manufactures.

Mr. Lewis presented a petition of Samuel Carson, a native of Ireland, now residing in the county of Alexandria, in the territory of Columbia, praying, for the reasons therein specified, that the petitioner may be authorized by law, to obtain a title in fee simple, to a certain tract or parcel of land purchased by him, and situated in the county and territory aforesaid.

The said petition was read, and ordered to be referred to the Committee for the District of Columbia.

Mr. Mosely presented a memorial of Stephen Al-ling, of New Haven, in the state of Connecticut, praying that he may be allowed the commutation of five years full pay, and other emoluments due for the services of the memorialist, as a lieutenant of artillery in the continental army, during the revolutionary war with Great Britain.

The said memorial was read, and ordered to be referred to the committee of the whole House, to whom was committed on the twenty-eighth ultimo, a bill

making provision for the discharge of certain unsatisfied claims against the United States.

On motion of Mr. Van Horn, and seconded,

Resolved, That the Committee for the District of Columbia be instructed to inquire what amendments are necessary in the act concerning the district of Columbia.

Mr. Verplanck presented a memorial of sundry citizens of the county of Ulster, in the state of New-York, whose names are thereunto subscribed, praying that a post-road may be established from Newburgh to Chenango-point, in the said state, to pass through the towns or places therein enumerated.

Mr. Verplanck also presented a petition of sundry inhabitants of Wayne county, in the state of Pennsylvania, whose names are thereunto subscribed, to the like effect.

Mr. Van Rensselaer presented a petition of sundry inhabitants of the county of Essex, in the said state of New York, praying that the post-road already establishment by law, from Sandy hill, in Washington county, to Scharoon lake, in the county of Essex aforesaid, may be extended to the town of Essex in the said state, for the convenience and benefit of the petitioners, and others.

The said memorial and petitions were received, and ordered to be referred to the Committee on Post-offices and Post-roads.

The House resumed the consideration of the amendments proposed by the Senate, to the bill, intitled "An act authorizing the appointment and employment of an additional number of navy officers, seamen and marines." Whereupon,

The first amendment, which was depending yesterday, at the time of adjournment, being again read, in the words following, to wit:

"Sec. 1. Line 2. After the word "assembled," insert as follows: "*That there be fitted out, officered, manned and employed, as soon as may be, all the*

*"frigates and other armed vessels of the United States, and gun boats; that the President of the United States be authorized and empowered to cause the frigates and armed vessels, so soon as they can be prepared for actual service, respectively to be stationed at such ports and places on the sea coast, as he may deem most expedient; or to cruize on any part of the coast of the United States, or territories thereof."*

A motion was made by Mr. John Montgomery to amend the same, by striking out from the word "that," next following the word "assembled," in the first line of the said first amendment, to the end thereof, and by inserting, in lieu thereof, the following words: "the President of the United States be, and he is hereby authorized to put in actual service, so many of the frigates and other armed vessels of the United States, as in his judgment the public service may require."

And on the question, that the House do agree to the proposed amendment to the said first amendment of the Senate,

It passed in the negative.

A motion was then made by Mr. Tallmadge, and seconded, to amend the said first amendment, by striking out the words "*and gun-boats,*" in the fourth line thereof.

And the question being put thereupon,

It passed in the negative,     } Yeas 28.  
  } Nays 93.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Epaphroditus Champion,  
Martin Chittenden,  
Samuel W. Dana,  
John Davenport, junior,  
William Ely,

Francis Gardner,  
James M. Garnett,  
Charles Goldsborough,  
William Helms,  
Richard Jackson,

Philip B. Key,  
Joseph Lewis, junior,  
Matthew Lyon,  
Nathaniel Macon,  
Jonathan O. Mosely,  
Timothy Pitkin, junior,  
John Rowan,  
John Russell,  
James Sloan,

William Stedman,  
Lewis B. Sturges,  
Samuel Taggart,  
Benjamin Tallmadge,  
Abram Trigg,  
Jabez Upham,  
Nicholas Van Dyke,  
Killian K. Van Rensselaer, and  
David R. Williams.

Those who voted in the negative, are

Evan Alexander,  
Lemuel I. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
John Clopton,  
Orchard Cook,  
John Culpeper,  
Richard Cutts,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
Daniel M. Durell,  
James Elliot,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Thomas Gholson, junior,  
Edwin Gray,  
Isaiah L. Green,  
John Harris,

James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Isley,  
John G. Jackson,  
Richard M. Johnson,  
Thomas Kenan,  
William Kirkpatrick,  
John Lambert,  
Edward Lloyd,  
John Love,  
Robert Marion,  
Josiah Masters,  
William McCreery,  
William Milnor,  
Daniel Montgomery, junior,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Gurdon S. Mumford,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Pugh,  
John Rea (*Pennsylvania*)  
John Rhea, (*Tennessee*),  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
Lemuel Sawyer,  
Ebenuezer Seaver,  
Dennis Smelt,

John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stafford,  
 Clement Storer,  
 Peter Swart,  
 John Taylor,  
 John Thompson,  
 George M. Troup,

James I. Van Alen,  
 Philip Van Cortlandt,  
 Archibald Van Horn,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

The main question was then taken, that the House do agree to the said first amendment of the Senate, as herein before recited,

And resolved in the affirmative, } Yeas 64.  
 } Nays 59.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Ezekiel Bacon,  
 Joseph Barker,  
 Burwell Bassett,  
 John Blake, junior,  
 Matthew Clay,  
 John Clopton,  
 Orchard Cook,  
 Richard Cutts,  
 Samuel W. Dana,  
 John Dawson,  
 Josiah Deane,  
 Daniel M. Durell,  
 James Elliot,  
 William Findley,  
 James Fisk,  
 Francis Gardner,  
 Thomas Gholson, junior,  
 Charles Goldsborough,  
 Isaiah L. Green,  
 John Harris,  
 William Helms,  
 David Holmes,

Reuben Humphreys,  
 Daniel Halsey,  
 John G. Jackson,  
 Walter Jones,  
 Thomas Kenan,  
 Philip B. Key,  
 William Kirkpatrick,  
 John Lambert,  
 Joseph Lewis, jun.  
 Edward St. Lee Livermore,  
 Matthew Lyon,  
 Josiah Masters,  
 William McCreery,  
 John Montgomery,  
 Nicholas R. Moore,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 Timothy Pitkin, junior,  
 Samuel Riker,



John Russell,  
Ebenezer Seavey,  
James Sloan,  
Dennis Smelt,  
Jedediah K. Smith,  
John Smith,  
William Stedman,  
Clement Storer,  
Lewis B. Sturges,  
Peter Swart,

John Thompson,  
George M. Troup,  
James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck,  
Isaac Wilbour, and  
Nathan Wilson.

Those who voted in the negative, are,

Evan Alexander,  
Willis Alston, junior,  
David Bard,  
William W. Bibb,  
William Blackledge,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
John Culpeper,  
John Davenport, junior,  
Joseph Desha,  
William Ely,  
John W. Eppes,  
Meshack Franklin,  
James M. Garnett,  
Edwin Gray,  
John Heister,  
James Holland,  
Benjamin Howard,  
Richard Jackson,  
Richard M. Johnson,  
Edward Lloyd,  
Nathaniel Macon,

Robert Marion,  
William Milnor,  
Daniel Montgomery, junior,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Roger Nelson,  
John Porter,  
John Pugh,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
John Rowan,  
Lemuel Sawyer,  
John Smilie,  
Samuel Smith,  
Henry Southard,  
Richard Stanford,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Taylor,  
Abram Trigg,  
Jabez Upham,  
Jesse Wharton,  
Robert Whitehill,  
David R. Williams,  
Alexander Wilson, and  
Richard Winn.

The second amendment proposed by the Senate to the said bill, being read at the Clerk's table,

And debate arising thereon,  
An adjournment was called for : Whereupon,  
The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, January 11, 1809.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined two inrolled bills, to wit ; " An act authorizing the proprietors of squares and lots in the city of Washington, to have the same subdivided, and admitted to record ;" and " An act for the relief of Augustin Serry," and had found the same to be truly inrolled : Whereupon,

Mr. Speaker signed the said inrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On motion of Mr. Rhea (of Tennessee) and seconded, that the House do come to the following resolution :

Resolved, That a resolution of this House of the ninth of January, one thousand eight hundred and nine, " directing the Secretary of State to lay before this House, a statement of the whole number of persons born in foreign countries, and legally admitted citizens of the United States by naturalization, who have been registered as American seamen, and returned as such to the Department of State, according to the lists transmitted by the collectors of the customs, in pursuance of the law relative to the relief and protection of American seamen,"—be, and the same is hereby rescinded.

The said proposed resolution was read, and ordered to lie on the table.

Mr. Gholson presented a petition of John Nelson, of the state of Virginia, praying that adequate com-

pensation may be made to the petitioner, for services rendered, and personal injuries sustained, whilst an officer employed in various departments of the army of the United States, during the revolutionary war with Great Britain.

The said petition was received, and ordered to be referred to the Committee of Claims.

Mr. Mumford presented a memorial of Reade and Jephson, merchants of the city and state of New-York, praying, for the reasons therein set forth, a remission of the duty on certain articles of merchandise imported into the port of New-York, in the American ship *Bellona*, from the coast of Africa, some time in the year one thousand eight hundred and seven.

The said memorial was read, and ordered to be referred to the Committee of Commerce and Manufactures.

Mr. Lyon presented a petition of sundry inhabitants of the county of Randolph, in the Indiana territory, praying a right of pre-emption, under certain conditions, to the tracts or parcels of land in the said territory, on which the petitioners, respectively, have made settlements and improvements.

The said petition was read, and ordered to be referred to the Committee on the Public Lands.

On motion of Mr. Dawson, and seconded,

The House proceeded to consider a resolution proposed by him, and ordered to lie on the table, on the thirtieth ultimo; and the same being again read, was, on the question put thereupon, agreed to by the House, as followeth:

Resolved, That the Committee of Commerce and Manufactures be directed to inquire into the expediency of removing the collector's office from the port of Tappahannock to that of Fredericksburg, in the state of Virginia, with leave to report by bill, or otherwise.

On motion of Mr. Goldsborough,

Ordered, That the petition of John Murray, of Dorchester county, in the state of Maryland, presented the fourth of February last, be referred to the committee of the whole House, to whom was committed, on the twenty-eighth ultimo, the bill making provision for certain unsatisfied claims against the United States.

Mr. Smilie, from the committee appointed on the seventh instant, presented, according to order, a bill to alter the time for the next meeting of Congress, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Nelson, from the committee appointed on so much of the message from the President of the United States at the commencement of the present session of Congress, as relates to the military and naval establishments, presented, according to order, a bill supplementary to the act, intituled "An act for the establishing and organizing a marine corps," which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Nelson, from the same committee, presented, according to order, a bill providing an additional military force, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Friday next.

The House resumed the consideration of the amendments proposed by the Senate to the bill, intituled, "An act authorizing the appointment and employment of an additional number of navy officers, seamen and marines:" Whereupon,

The second amendment to the said bill, which was depending yesterday, at the time of adjournment, being again read at the Clerk's table ;

A motion was made by Mr. David R. Williams, and seconded, that the said amendments of the Senate, together with the bill, be re-committed to the consideration of a committee of the whole House ;

And the question being put thereupon,

It passed in the negative,    } Yeas 58.  
  } Nays 59.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Lemuel J. Alston,  
Willis Alston, junior,  
David Bard,  
William W. Bibb,  
William Blackledge,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
John Culpeper,  
Samuel W. Dana,  
Joseph Desha,  
William Ely,  
John W. Eppes,  
Meshack Franklin,  
Barent Gardenier,  
Thomas Gholson, junior,  
Edwin Gray,  
William Hoge,  
James Holland,  
Benjamin Howard,  
Richard Jackson,  
Richard M. Johnson,

Nathaniel Macon,  
Robert Marion,  
Daniel Montgomery, junior,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Timothy Pitkin, junior,  
John Porter,  
John Randolph,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Lemuel Sawyer,  
John Smilie,  
John Smith,  
Samuel Smith,  
Henry Southard,  
Richard Stanford,  
Samuel Taggart,  
John Taylor,  
John Thompson,  
Abram Trigg,  
Jabez Upham,  
Jesse Wharton,  
Robert Whitehill,  
David R. Williams,  
Alexander Wilson, and  
Richard Winn.

Those who voted in the negative, are

Ezekiel Bacon,  
Burwell Bassett,  
John Blake, junior,  
Matthew Clay,  
John Clopton,  
Richard Cutts,  
John Davenport, junior,  
John Dawson,  
Joshua Deane,  
Daniel M. Durell,  
James Elliot,  
William Findley,  
James Fisk,  
Francis Gardner,  
Charles Goldsborough,  
Isaiah L. Green,  
John Harris,  
William Helms,  
David Holmes,  
Reuben Humphreys,  
Daniel Husley,  
Robert Jenkins,  
Walter Jones,  
James Kelly,  
Philip B. Key,  
John Lambert,  
Edward St. Loë Livermore,  
John Love,  
Matthew Lyon,  
Josiah Masters,

William McCreery,  
William Milnor,  
John Montgomery,  
Nicholas R. Moore,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Thomas Newton,  
Wilson C. Nicholas,  
Josiah Quincy,  
Samuel Riker,  
John Rowan,  
John Russell,  
Ebenezer Seaver,  
Samuel Shaw,  
James Sloan,  
Dennis Smelt,  
Jedediah K. Smith,  
Clement Storer,  
Lewis B. Sturges,  
Peter Swart,  
George M. Tronp,  
James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck,  
Isaac Wilbour, and  
Nathan Wilson,

An adjournment was then called for; on which  
The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, January 12, 1809.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined an inrolled bill, intituled, "An act supplement-

tal to an act, entitled, " An act extending the terms of credit on revenue bonds, in certain cases; and for other purposes,"—and had found the same to be truly inrolled: Whereupon,

Mr. Speaker signed the said inrolled bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Porter presented a petition of John Laurens, and others, whose names are thereunto subscribed, natives of Germany, now residing in the city of Philadelphia, praying, that they may be permitted to depart from the United States in a vessel not exceeding ninety tons burthen, to the coast of Africa, the place of their original destination, at a Danish settlement called Fredericksburg, on the said coast.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

On motion of Mr. Howard,

Ordered, That such parts of the petition of Francis Taylor and Judith Taylor, legal representatives of Henry Field, deceased, presented on the fourth of January, one thousand eight hundred and four, as relate to the proportion of land due for the services of the deceased, as a lieutenant in the Virginia line of the continental army, during the revolutionary war with Great Britain, be referred to the Committee on the Public Lands.

Ordered, That the residue of the said petition do lie on the table.

Mr. Barker presented a representation from sundry inhabitants of Kingston, in the county of Plymouth, and state of Massachusetts, of the same tenor and to the like effect with a representation from sundry inhabitants of the county of Middlesex, in the same state, presented to this House by Mr. Speaker on the tenth instant, which was received, and ordered to lie on the table.

A message from the Senate, by Mr. Otis, their Secretary :

Mr. Speaker: The Senate have considered the bill sent from this House for concurrence, intituled, " An act to authorize the transportation of certain documents by mail, free of postage," and have resolved that the same do not pass: The Senate have passed a bill, intituled, " An act supplementary to an act, entitled, " An act more effectually to provide for the national defence, by establishing a uniform militia throughout the United States," to which they desire the concurrence of this House: And then he withdrew.

A message was received from the President of the United States, by Mr. Coles, his Secretary, notifying, that the President did, on the tenth instant, approve and sign an act which originated in this House, intituled " An act to revive and continue in force, for a further time, the first section of the act, intituled, " An act further to protect the commerce and seamen of the United States against the Barbary powers."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House resumed the consideration of the amendments proposed by the Senate to the bill, intituled, " An act authorizing the appointment and employment of an additional number of navy officers, seamen and marines : " Whereupon,

The second amendment of the Senate to the said bill, which was depending yesterday at the time of adjournment, being again read at the Clerk's table; and farther debate arising thereon,

A motion was made by Mr. John Montgomery, and seconded, that the said amendments of the Senate, together with the bill, be re-committed to the consideration of a committee of the whole House.

And the question being taken thereupon,

It was resolved in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas 69.} \\ \text{Nays 53.} \end{array} \right.$



The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Lemuel J. Alston,  
Willis Alston, junior,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Martin Chittenden,  
John Clopton,  
John Culpeper,  
Richard Cutts,  
Josiah Deane,  
Joseph Desha,  
John W. Epps,  
William Findley,  
Meshack Franklin,  
Thomas Gholson, jun.  
Edwin Gray,  
John Heister,  
William Hoge,  
James Holland,  
Benjamin Howard,  
Richard Jackson,  
Richard M. Johnson,  
Walter Jones,  
Thomas Kenan,

John Lambert,  
Nathaniel Macon,  
Robert Marion,  
William M'Creeery,  
Daniel Montgomery, junior,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Roger Nelson,  
Thomas Newbold,  
John Porter,  
John Pugh,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Lemuel Sawyer,  
Ebenezer Scaver,  
Dennis Smelt,  
John Smilie,  
John Smith,  
Samuel Smith,  
Henry Southard,  
Richard Stanford,  
John Taylor,  
Abram Trigg,  
Jabez Upham,  
Jesse Wharton,  
Robert Whitehill,  
David R. Williams,  
Alexander Wilson, and  
Richard Winn.

Those who voted in the negative, are

Ezekiel Bacon,  
John Blake, junior,  
Matthew Clay,  
Samuel W. Dana,

John Davenport, jun.  
John Dawson,  
Daniel M. Durell,  
William Ely,

James Fisk,  
 Francis Gardner,  
 James M. Garnett,  
 Charles Goldsborough,  
 Isaiah L. Green,  
 John Harris,  
 William Helms,  
 David Holmes,  
 Reuben Humphreys,  
 Daniel Hsley,  
 Robert Jenkins,  
 James Kelly,  
 Philip B. Key,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Edward Lloyd,  
 John Love,  
 Matthew Lyon,  
 Josiah Masters,  
 William Milnor,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Thomas Newton,

Wilson C. Nicholas,  
 Timothy Pitkin, junior,  
 Josiah Quincy,  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 Samuel Shaw,  
 James Sloan,  
 Jedediah K. Smith,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Benjamin Tallmadge,  
 John Thompson,  
 George M. Troup,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer, and  
 Nathan Wilson.

Resolved, That the said bill and amendments be made the order of the day for to-morrow.

An adjournment was then called for: Whereupon,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

FRIDAY, January 13, 1809.

The Speaker laid before the House a letter from the Secretary of the Treasury, accompanied with a statement exhibiting the amount of duties and drawbacks on goods, wares and merchandise imported into the United States, and exported therefrom, during the years one thousand eight hundred and five, one thousand eight hundred and six, and one thousand eight hundred and seven, inclusive, prepared in pur-

suance of a resolution of this House of the third of March, one thousand seven hundred and ninety-seven, which were read, and ordered to lie on the table.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee did, on the twelfth instant, present to the President of the United States, for his approbation, the following inrolled bills, to wit : " An act authorizing the proprietors of squares and lots in the city of Washington, to have the same subdivided, and admitted to record ;" " An act for the relief of Augustin Serry," and " An act supplemental to an act, entitled ' An act extending the terms of credit on revenue bonds, in certain cases; and for other purposes.'"

Mr. Mumford presented memorials of the surviving officers of the late revolutionary army and navy of the state of New York, whose names are thereunto subscribed, respectively stating their claims to the interest on final settlement certificates for pay, and on commutation certificates ; also, the interest upon one third of the principal of their respective final settlement certificates and commutation certificates, from the periods or dates therein mentioned.

The said memorials were received, and ordered to be referred to the committee appointed the twenty-sixth ultimo, on the memorials of sundry late officers of the revolutionary army.

A message was received from the President of the United States, by Mr. Coles, his secretary, notifying that the President did, on the twelfth instant, approve and sign two acts, which originated in this House, to wit ;

" An act authorizing the proprietors of squares and lots in the city of Washington, to have the same subdivided, and admitted to record ;" and

" An act for the relief of Augustin Serry."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A message, in writing, was also received from the President of the United States, by Mr. Coles, his secretary, as followeth :

*"To the Senate and House of Representatives of the United States,*

"I now render to Congress the account of the fund established for defraying the contingent expenses of government for the year one thousand eight hundred and eight. Of the twenty thousand dollars appropriated for that purpose, two thousand dollars were deposited in the hands of the attorney general of the United States, to pay expenses incident to the prosecution of Aaron Burr, and his accomplices, for treason and misdemeanors alleged to have been committed by them; nine hundred and ninety dollars were paid to the order of governor Williams, on the same account; and the balance of seventeen thousand and ten dollars remains in the treasury, unexpended."

"TH: JEFFERSON."

"January 13, 1809."

The said message was read, and together with the account transmitted therewith, ordered to lie on the table.

Mr. Lewis, from the Committee for the District of Columbia, presented, according to order, a bill to incorporate the trustees of the Presbyterian church in the town of Alexandria, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Nelson presented a memorial of sundry late officers of the revolutionary army, residing within the state of Maryland, whose names are thereunto sub-

scribed, praying, for the reasons therein set forth, that they may receive an allowance of half pay for life, in consideration of the respective services rendered by the memorialists in the capacity aforesaid, in lieu of the commutation of five years full pay, which had been accepted by the officers of the said revolutionary army, at the close of the war with Great Britain, as an equivalent for the said half pay.

The said memorial was read, and ordered to be referred to the committee appointed the twenty-sixth ultimo, on the memorials of sundry late officers of the said revolutionary army.

The bill sent from the Senate, intituled, "An act supplementary to an act, entitled, "An act more effectually to provide for the national defence, by establishing a uniform militia throughout the United States," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to the committee appointed the eleventh of November last, on so much of the message from the President of the United States at the commencement of the present session of Congress, as relates to the military and naval establishments, to consider and report thereon, to the House.

On a motion made, and leave given by the House,

Mr. Poindexter, from the committee appointed on the twenty-seventh ultimo, presented, according to order, a bill for the relief of Alexander Baillie, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. George W. Campbell presented two petitions of sundry citizens of the territory of Orleans, whose names are thereunto subscribed, of the same tenor, and to the like effect with petitions from sundry other citizens of the said territory, presented

On the sixth of December last, which were received, and ordered to be referred to the attorney general of the United States, with instruction to examine the same, and report his opinion thereupon to the House.

Mr. Fisk presented a petition of Daniel Bissell, junior, of the state of Vermont, praying compensation for military services rendered, and injuries sustained in his person and property, whilst employed in various capacities, during the revolutionary war with Great Britain.

The said petition was read, and ordered to be referred to the Committee of Claims.

Mr. Burwell, from the committee appointed on the twenty-third ultimo, presented, according to order, a bill authorizing the President of the United States to grant permission to vessels to depart from the ports of the United States, for the purpose of importing salt, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

On motion of Mr. George W. Campbell,

Ordered, that the Committee of Ways and Means, to whom were referred on the twenty-second ultimo, the petitions of sundry owners of fishing vessels in the district of Kennebunk, and of sundry inhabitants of the district of Portland and Falmouth, in the state of Massachusetts, be discharged from the consideration thereof; and that the said petitions be severally referred to the Committee of Commerce and manufactures.

On a motion made, and leave given by the House,

Mr. George W. Campbell, from the Committee of Ways and Means, presented, according to order, a bill for imposing additional duties upon all goods, wares and merchandise, imported from any foreign

port or place, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

A message from the Senate, by Mr. Otis, their Secretary :

Mr. Speaker : I am directed to inform this House, that the President of the United States did, on the ninth instant, approve and sign an act which originated in the Senate, intituled "An act to enforce and make more effectual an act, entitled "An act laying an embargo on all ships and vessels in the ports and harbors of the United States," and the several acts supplementary thereto"; also, that the President did, on the twelfth instant, approve and sign an act which also originated in the Senate, intituled "An act supplemental to an act, entitled "An act extending the terms of credit on revenue bonds in certain cases; and for other purposes :". And then he withdrew.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill, intituled "An act authorizing the appointment and employment of an additional number of navy officers, seamen and marines," together with the amendments proposed by the Senate thereto; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Macon reported, that the committee had, according to order, had the said bill and amendments under consideration, and directed him to report to the House their disagreement to the first, and their agreement to all the other of the said amendments, which he delivered in at the Clerk's table.

An adjournment was then called for : Whereupon,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

SATURDAY, January 14, 1809.

On motion of Mr. Fisk, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Norwich to Montpelier, in Vermont, and of discontinuing the now post-road from Fryburg, in Maine, to Guildhall, and from Royalton to Cheshire, in Vermont.

On motion of Mr. Mumford,

Ordered, That the petition and memorial of William Edgar and Alexander Macomb, of the state of New York, presented on the eighth of March, one thousand eight hundred and six, be referred to the Committee on the Public Lands.

On motion of Mr. Butler,

Ordered, That the petition of sundry inhabitants of the state of South Carolina, presented on the fourteenth of January, one thousand eight hundred and seven, be referred to the Committee on Post-offices and Post-roads.

Mr. Bacon presented a petition of sundry inhabitants of the state of Massachusetts, whose names are thereunto subscribed, praying that a post-road may be established from Readfield, in Kennebec county, through Fayette, to Livermore, in the county of Oxford, in the said state.

The said petition was received, and ordered to be referred to the Committee on Post-offices and Post-roads.

The House proceeded to consider the bill, intituled "An act authorizing the appointment and employment of an additional number of navy officers, seamen and marines," together with the amendments proposed by the Senate thereto : Whereupon,

A motion was made by Mr. Nicholas, and seconded, that the farther consideration of the said bill and amendments be postponed until Monday next.





William Kirkpatrick,  
John Lambert,  
Matthew Lyon,  
Robert Marion,  
Josiah Masters,  
William M'Cree,  
William Milnor,  
John Montgomery,  
Nicholas R. Moore,  
Jeremiah Morrow,  
John Morrow,  
Gurdon S. Mumford,  
Roger Nelson,  
Thomas Newton,  
Josiah Quincy,  
Jacob Richards,  
Samuel Riker,  
John Russell,  
Lemuel Sawyer,  
Ebenezer Seaver,

Samuel Shaw,  
James Sloan,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
William Stedman,  
Clement Storer,  
Joseph Story,  
Peter Swart,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Taylor,  
John Thompson,  
James I. Van Allen,  
Daniel C. Verplanck,  
Isaac Wilbour,  
David R. Williams,  
Nathan Wilson, and  
Richard Winn.

Those who voted in the negative, are

Lemuel J. Alston,  
David Bard,  
Thomas Blount,  
Adam Boyd,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
John Clopton,  
Joseph Desha,  
James Elliot,  
John W. Eppes,  
Meshack Franklin,  
Barent Gardenier,  
Thomas Gholson, junior,  
Charles Goldsborough,  
John Heister,  
William Hoge,

James Holland,  
Joseph Lewis, junior,  
John Love,  
Nathaniel Macon,  
Daniel Montgomery, junior,  
Thomas Moore,  
Thomas Newbold,  
John Pugh,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*),  
Matthias Richards,  
John Rowan,  
Samuel Smith,  
Richard Stanford,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaer, and  
Robert Whitehill.

The said bill was then further amended at the Clerk's table; and, together with the amendments, ordered to be engrossed, and read the third time on Monday next.

The Speaker laid before the House, a letter from the Treasurer of the United States, accompanied with his accounts of the receipts and expenditures of public monies, from the first of October, one thousand eight hundred and seven, to the thirtieth of September, one thousand eight hundred and eight, inclusive; also, his accounts of receipts and payments for the war and navy departments, during the same period, which were read, and ordered to lie on the table.

The several orders of the day were farther postponed until Monday next.

And the House adjourned until Monday morning, eleven o'clock.

MONDAY, January 16, 1809.

Mr. Holmes presented a memorial of Thomas Urquhart and David Urquhart, of the city of New-Orleans, merchants, praying relief in the case of certain bonds given by the memorialists on the exportation of a quantity of indigo of foreign growth, from the port of Orleans to Liverpool, in England, some time in the year one thousand eight hundred and six; the landing of which indigo at the port of destination hath been proved by sundry certificates and depositions thereunto annexed, although not in the form prescribed by the revenue laws of the United States.

The said memorial was read, and ordered to be referred to the Committee of Commerce and Manufactures.

Mr. Boyd presented a petition of sundry inhabitants of the towns or villages of Hamburg, Stockholm, Pompton, Patterson and Acquackanonk, and their vicinity, respectively, in the state of New-Jersey, whose names are thereunto subscribed, praying for the reasons therein set forth, that post-offices may be fixed at the several towns or villages aforesaid, on the turnpike road leading from Hamburg to the city of

Jersey, in the said state, for the convenience and benefit of the petitioners, and others.

The said petition was read, and ordered to be referred to the Committee on Post-offices and Post-roads.

On motion of Mr. Barker,

Ordered, That the petition of sundry inhabitants of the town of Bridge-water, in the state of Massachusetts, presented the twenty-ninth of March last, be referred to the select committee last mentioned.

The Speaker presented to the House, a representation of sundry inhabitants of Dunstable, in the county of Middlesex, and state of Massachusetts, relative to the manner adopted by the Senate and House of Representatives of the said state for the appointment of electors for the choice of President and Vice-President of the United States for the term commencing the fourth of March next.

Mr. Seaver presented a representation of sundry inhabitants of Canton, and seven other towns, in the county of Norfolk, and state aforesaid, of the same tenor, and to the like effect.

The said representations were received, and ordered to lie on the table.

An engrossed bill for the relief of sick, disabled and distressed seamen, was read the third time.

And on the question, that the same do pass,

It was resolved in the affirmative, } Yeas 66.  
   } Nays 30.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
 Willis Alston, junior,  
 Joseph Barker,  
 Burwell Bassett,  
 William Blackledge,

John Blake, junior,  
 John Boyle,  
 George W. Campbell,  
 John Culpeper,  
 Richard Cutts,

Samuel W. Dana,  
 John Dawson,  
 Josiah Deane,  
 Daniel M. Durell,  
 William Ely,  
 Francis Gardner,  
 John Harris,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Haley,  
 Robert Jenkins,  
 Richard M. Johnson,  
 Walter Jones,  
 James Kelly,  
 John Lambert,  
 Matthew Lyon,  
 Robert Marion,  
 Josiah Masters,  
 William McCreery,  
 William Milnor,  
 John Montgomery,  
 Nicholas R. Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newton,

Timothy Pitkin, junior,  
 John Porter,  
 Jacob Richards,  
 Samuel Riker,  
 John Russell,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 James Sloan,  
 Dennis Smelt,  
 John Smilie,  
 John Smith,  
 William Stedman,  
 Clement Storer,  
 Joseph Story,  
 Lewis B. Sturge &  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Taylor,  
 John Thompson,  
 George M. Troup,  
 Philip Van Cortlandt,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Isaac Wilbour,  
 Nathan Wilson, and  
 Richard Winn.

Those who voted in the negative, are

Lemuel J. Alston,  
 David Bard,  
 Adam Boyd,  
 Robert Brown,  
 William A. Burwell,  
 John W. Eppes,  
 Meshack Franklin,  
 James M. Garnett,  
 Thomas Gholson, junior,  
 Edwin Gray,  
 John Heister,  
 William Hoge,  
 Thomas Kenan,  
 Edward Lloyd,  
 John Love,

Nathaniel Macon,  
 Daniel Montgomery, junior,  
 John Pugh,  
 John Rea, (*Pennsylvania*),  
 John Rhea, (*Tennessee*),  
 Matthias Richards,  
 John Rowan,  
 Samuel Smith,  
 Richard Stanford,  
 Jabez Upham,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Robert Whitehill, and  
 Alexander Wilson.

Resolved, That the title be, "An act for the relief of sick, disabled and distressed seamen."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

Mr. Barker presented representations from sundry inhabitants of the town of Kingston, and other towns therein named, in the county of Plymouth, in the state of Massachusetts, whose names are thereunto subscribed, of the same tenor, and to the like effect, with a representation of sundry inhabitants of Dunstable, in the county of Middlesex, and state aforesaid, presented this day by Mr. Spraker to the House, which were received, and ordered to lie on the table.

Mr. Love presented a petition of W. Jackson, surveyor of the customs for the port of Nanjemoy, in the state of Maryland, stating the insufficiency of the fees and other emoluments allowed him by law, in the capacity aforesaid; and praying that the same may be increased, and rendered more adequate to his services.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

On motion of Mr. Blount, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Washington, in North-Carolina by way of Bath, Clark's ferry, on Pungo river, and German-town, to the lake-landing Mattamaskeet; and discontinuing the post-road from Washington to Woodstock.

On motion of Mr. Lloyd, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a cross-post from Centreville, in Queen-Ann's county, to Queen's-town, in the said county.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill for dividing the Indiana territory into two

separate governments; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Willis Alston reported, that the committee had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table, where the same were twice read, and on the question severally put thereupon, agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time, to-morrow.

Mr. Van Horn presented a memorial of sundry inhabitants and proprietors of lots or parcels of land in George-town and its vicinity, in the territory of Columbia, whose names are thereunto subscribed, stating certain objections to the provisions contained in a bill now depending before the House, supplementary to the act, intituled, "An act to amend the charter of George-town;" and praying that the said bill may be revised and amended in such manner, previous to its passage into a law, as to the wisdom of Congress shall appear best calculated to promote the convenience and benefit of the memorialists, and others.

The said memorial was read, and ordered to be referred to the committee of the whole House, to whom was committed on the fifth instant, the bill supplementary to the act, intituled, "An act to amend the charter of George-town."

The House, according to the order of the day, resolved itself into a committee of the whole House on the bill for the relief of Edward Beamont; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Pitkin reported, that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

Ordered, That the said bill be engrossed, and read the third time, to-morrow.

The House resumed the consideration of the amendments proposed by the Senate to the bill, intituled "An act authorizing the appointment and employment of an additional number of navy officers, seamen and marines:" Whereupon,

The first amendment, to which the committee of the whole House reported their disagreement on the thirteenth instant, being again read at the Clerk's table, in the words following, to wit :

"Sec. 1. Line 2. After the word "assembled," insert, "That there be fitted out, officered, manned and employed, as soon as may be, all the frigates and other armed vessels of the United States, and gun boats : That the President of the United States be authorized and empowered to cause the frigates and armed vessels, so soon as they can be prepared for actual service, respectively, to be stationed at such ports and places on the sea-coast, as he may deem most expedient ; or to cruize on any part of the coast of the United States, or territories thereof, and."

And after debate thereon,

The question was taken, that the House do concur with the committee of the whole House, in their disagreement to the said first amendment,

And resolved in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas 68.} \\ \text{Nays 55.} \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Willis Alston, junior,  
David Bard,  
Burwell Bassett,  
William Blackledge,  
Thomas Blount,  
Adam Boyd,  
John Boyle,

Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Martin Chittenden,  
John Clopton,  
John Culpeper,



Josiah Deane,  
 Joseph Desha,  
 John W. Epper,  
 Meshack Franklin,  
 Barent Gardenier,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Edwin Gray,  
 John Heister,  
 William Hoge,  
 James Holland,  
 Benjamin Howard,  
 Richard M. Johnson,  
 Thomas Kenan,  
 William Kirkpatrick,  
 John Lambert,  
 Edward Lloyd,  
 Nathaniel Macoñ,  
 Robert Marion,  
 William McCreery,  
 Daniel Montgomery, junior,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Roger Nelson,

Thomas Newbold,  
 Wilson C. Nicholas,  
 John Porter,  
 John Pugh,  
 John Randolph,  
 John Rea, (*Pennsylvania*),  
 John Rea, (*Tennessee*),  
 Jacob Richards,  
 Matthias Richards,  
 Ebenezer Seaver,  
 Dennis Smelt,  
 John Smilie,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 John Taylor,  
 Jabez Upham,  
 Daniel C. Verplanck;  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 David R. Williams,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

### Those who voted in the negative, are

Ezekiel Bacon,  
 John Blake, junior,  
 Matthew Clay,  
 Richard Cutts,  
 Samuel W. Dana,  
 John Davenport, junior,  
 John Dawson,  
 Daniel M. Durell,  
 James Elliot,  
 William Ely,  
 William Findley,  
 James Fisk,  
 Francis Gardner,  
 Charles Goldsborough,  
 Isaiah L. Green,  
 John Harris,  
 David Holmes,  
 Reuben Humphreys,

Daniel Ilsley,  
 John G. Jackson;  
 Richard Jackson,  
 Robert Jenkins,  
 Walter Jones;  
 James Kelly,  
 Philip B. Key,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Matthew Lyon,  
 Josiah Masters,  
 William Milnor,  
 John Montgomery,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Thomas Newton,  
 Timothy Pitkin, junior,  
 Josiah Quincy,

Samuel Riker,  
John Rowan,  
John Russell,  
Samuel Shaw,  
James Sloan,  
Jedediah K. Smith,  
William Stedman,  
Clement Storer,  
Joseph Story,  
Lewis B. Sturges,

Peter Swart,  
Samuel Taggart,  
John Thompson,  
George M. Troup,  
James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Archibald Van Horn, and  
Killian K. Van Rensselaer.

The question was then taken, that the House do concur with the committee of the whole House, in their agreement to the second amendment,

And resolved in the affirmative.

The third amendment, to which the committee of the whole House also reported their agreement, was again read, in the words following, to wit :

"Sec. 1. Line 5. Strike out "*two thousand seamen*," and insert "four thousand four hundred and forty-seven able seamen, ordinary seamen and boys."

The question was taken, that the House do concur with the committee of the whole House, in their agreement to the same,

And passed in the negative, } Yeas 41.  
  } Nays 73.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Burwell Bassett,  
John Clopton,  
Samuel W. Dana,  
John Dawson,  
Daniel M. Durell,  
James Fisk,  
Thomas Gholson, junior,  
Charles Goldsborough,  
Raiah L. Green.

John Harris,  
David Holmes,  
Daniel Halsey,  
John G. Jackson,  
Robert Jenkins,  
Thomas Kenan,  
William Kirkpatrick,  
Matthew Lyon,  
William McCreary,

William Milnor,  
 John Montgomery,  
 Nicholas R. Moore,  
 Jonathan O. Mosely,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 Timothy Pitkin, jun.  
 Samuel Riker,  
 Ebenezer Seaver,  
 Samuel Shaw,

Jedediah K. Smith,  
 John Smith,  
 William Stedman,  
 Clement Storer,  
 Joseph Story,  
 Peter Swart,  
 James I. Van Alen,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Daniel C. Verplanck, and  
 Isaac Wilbour.

Those who voted in the negative, are

Evan Alexander,  
 Willis Alston, junior,  
 Ezekiel Bacon,  
 David Bard,  
 William W. Bibb,  
 William Blackledge,  
 John Blake, junior,  
 Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William A. Burwell,  
 William Butler,  
 Joseph Calhoun,  
 Martin Chittenden,  
 Matthew Clay,  
 John Culpeper,  
 Richard Cutts,  
 Josiah Deane,  
 Joseph Desha,  
 James Elliot,  
 William Ely,  
 John W. Eppes,  
 William Findley,  
 Meshack Franklin,  
 Barent Gardenier,  
 Francis Gardner,  
 Peterson Goodwyn,  
 Edwin Gray,  
 John Heister,  
 William Hoge,  
 James Holland,

Benjamin Howard,  
 Reuben Humphreys,  
 Richard M. Johnson,  
 John Lambert,  
 Joseph Lewis, junior,  
 Edward Lloyd,  
 Nathaniel Macon,  
 Robert Marion,  
 Josiah Masters,  
 Daniel Montgomery, junior,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Gurdon S. Mumford,  
 John Porter,  
 John Pugh,  
 John Randolph,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 John Rowan,  
 John Russell,  
 James Sloan,  
 Dennis Smelt,  
 John Smilie,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 Lewis B. Sturges,  
 John Taylor,  
 John Thompson,

Abram Trigg,  
George M. Troup,  
Jabez Upham,  
Philip Van Cortlandt,  
Jesse Wharton,

Robert Whitehill,  
David R. Williams,  
Alexander Wilson, and  
Richard Winn.

The fourth and fifth amendments of the Senate to the said bill were then again read ; and upon the question severally put thereupon, disagreed to by the House.

The title, as amended by the Senate, was then read, in the words following, to wit :

“ An act for manning, arming and equipping, for immediate service, all the public ships of war, vessels and gun-boats of the United States.”

And on the question, that the title be so amended, It passed in the negative.

A motion was then made by Mr. Bassett, and seconded, that the House do reconsider their vote of concurrence with the committee of the whole House, in their agreement to the second of the said amendments.

And on the question for reconsideration,

It was resolved in the affirmative.

The question was then taken, that the House do concur with the committee of the whole House, in their agreement to the said amendment,

And passed in the negative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

**TUESDAY, January 17, 1809.**

An engrossed bill for the relief of Edward Belmont, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act for the relief of Edward Beaumont."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

On motion of Mr. Deane,

Ordered, That the petition of Edmund Briggs, of the county of Bristol, in the state of Massachusetts, presented the seventh of March, one thousand eight hundred and eight, and a report of the Secretary of the Treasury thereon, made the twenty-first of April, in the same year, be referred to the Committee of Commerce and Manufactures.

A message, in writing, was received from the President of the United States, by Mr. Coles, his secretary, who delivered in the same, and then withdrew.

Mr. Green presented a representation from sundry inhabitants of Barnstable, in the county of Barnstable, and state of Massachusetts, of the same tenor, and to the like effect with a representation presented yesterday by Mr. Speaker, from sundry inhabitants of Duxbury, and county of Middlesex, in the said state.

Mr. Seaver also presented two representations of a similar nature and tendency, from sundry inhabitants of Franklin, in the county of Norfolk, and state aforesaid.

The said representations were received, and ordered to lie on the table.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate insist on their amendments, disagreed to by this House, to the bill, intitled "An act authorizing the appointment and employment of an additional number of navy officers, seamen and marines," and desire a conference with this House on the subject matter of the said amend-

ments; to which conference the Senate have appointed managers on their part : And then he withdrew.

The message, in writing, this day received from the President of the United States, was read, and is as followeth :

*“ To the Senate and House of Representatives of the United States.*

“ I communicate to Congress certain letters which passed between the British secretary of state, Mr. Canning, and Mr. Pinkney, our minister plenipotentiary at London. When the documents concerning the relations between the United States and Great Britain, were laid before Congress, at the commencement of the session, the answer of Mr. Pinkney to the letter of Mr. Canning had not been received, and a communication of the latter alone would have accorded neither with propriety, nor with the wishes of Mr. Pinkney. When that answer afterwards arrived, it was considered that as what had passed in conversation, had been superseded by the written and formal correspondence on the subject, the variance in the two statements of what had verbally passed was not of sufficient importance to be made the matter of a distinct and special communication. The letter of Mr. Canning, however, having lately appeared in print, unaccompanied by that of Mr. Pinkney in reply, and having a tendency to make impressions not warranted by the statements of Mr. Pinkney, it has become proper that the whole should be brought into public view.

“ TH: JEFFERSON.”

“ *January 17, 1809.*”

The papers accompanying the foregoing message were also read throughout : Whereupon,

A motion was made by Mr. Burwell, and seconded, that five thousand copies of the said message and

documents be printed for the use of the members of this House.

And the same being under consideration,

A motion was made by Mr. Trapp, and seconded, to amend the said proposed order, by striking out the word "five," next before the word "thousand," and inserting in lieu thereof, the word "ten."

And on the question, that the House do agree to the said amendment,

It passed in the negative.

On the question, that the House do agree to the said order, as originally proposed,

It was resolved in the affirmative.

An engrossed bill for dividing the Indiana territory into two separate governments, was read the third time : Whereupon,

A motion was made by Mr. Bibb, and seconded, that the said bill do lie on the table.

And debate arising thereon,

An adjournment was called for ; on which

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, January 18, 1809.

Mr. Nelson presented a petition of William Rice, captain in a German regiment in the service of the United States, during the revolutionary war with Great Britain, praying relief, in consideration of a wound received at the battle of Germantown, on the fourth of October, one thousand seven hundred and seventy-seven, whilst a lieutenant in the said regiment, which hath rendered him incapable of obtaining a livelihood by labor.

Ordered, That the said petition be referred to the Secretary of War, with instruction to examine the same, and report his opinion thereupon, to the House.

On a motion made, and leave given by the House, Mr. Kelly, from the committee appointed on the twenty-first of December last, presented, according to order, a bill for the relief of Jacob Barnitz, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

On a motion made and leave given by the House, Mr. Blount, from the committee appointed on so much of the message from the President of the United States, at the commencement of the session, as relates to the erection of fortifications for the security of our sea-port towns and harbors, presented, according to order, a bill making appropriations to complete the fortifications commenced for the security of the sea-port towns and harbors of the United States; and to defray the expense of deepening and extending to the river Mississippi, the canal of Carondelet, which was received, and read the first time.

On motion, The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

Mr. Lewis, from the Committee for the district of Columbia, to whom was referred on the fifteenth ultimo, a petition of sundry inhabitants of the counties of Alexandria and Washington, in the said district, presented, according to order, a bill to authorize the making of a turnpike road from Mason's cause-way to Alexandria, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Marion, from the committee to whom was re-committed, on the nineteenth of December last, the bill sent from the Senate, intituled "An act



further to amend the judicial system of the United States," reported, that the committee had, according to order, had the said bill under their farther consideration, and directed him to report to the House, their agreement to the same, with an amendment, which he delivered in at the Clerk's table, where the same was read, and together with the said bill ordered to be committed to a committee of the whole House, on Saturday next.

The House proceeded to take into farther consideration, an engrossed bill for dividing the Indiana territory into two separate governments: Whereupon,

A motion was made by Mr. John G. Jackson, and seconded, that the said bill do lie on the table until to-morrow.

And the question being taken thereupon,  
It passed in the negative.

The question was then stated from the chair, that the same do pass?

And after debate thereon,  
The said question was taken,

And resolved in the affirmative, } Yeas 69.  
  } Nays 37.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Willis Alston, junior,  
Ezekiel Bacon,  
Joseph Barker,  
Burwell Bassett,  
John Blake, junior,  
John Boyle,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Epaphroditus Champion,

John Culpeper,  
Josiah Deane,  
Joseph Desha,  
James Elliot,  
Barent Gardenier,  
Francis Gardner,  
Edwin Gray,  
Isaiah L. Green,  
John Heister,  
William Hoge,  
James Holland,

David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Husley,  
Richard Jackson,  
Richard M. Johnson,  
Thomas Kenan,  
Joseph Lewis, jun.  
Edward Lloyd,  
John Love,  
Matthew Lyon,  
Josiah Masters  
William McCreery,  
William Milnor,  
Daniel Montgomery, junior,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
Gurdon S. Mumford,  
Thomas Newton,  
John Porter,  
Josiah Quincy,  
John Rea, (*Pennsylvania*)

Jacob Richards,  
Matthias Richards,  
Samuel Riken,  
John Rowan,  
James Sloan,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
Samuel Smith,  
Henry Southard,  
Richard Stanford,  
Peter Swart,  
Samuel Taggart,  
John Thompson,  
Abram Trigg,  
Jabez Upham,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Jesse Wharton,  
Alexander Wilson,  
Nathan Wilson, and  
Richard Winn.

Those who voted in the negative, are

Lemuel J. Alston,  
David Bard,  
Thomas Blount,  
Adam Boyd,  
William A. Burwell,  
Matthew Clay,  
John Clopton,  
Richard Cutts,  
Samuel W. Dana,  
John Davenport, junior,  
William Ely,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
James M. Garnett,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
John G. Jackson,

Walter Jones,  
Philip B. Key,  
John Lambert,  
Nathaniel Macon,  
Robert Marion,  
John Morrow,  
Roger Nelson,  
Thomas Newbold,  
John Pugh,  
John Rhea, (*Tennessee*)  
Ebenezer Seaver,  
Clement Storer,  
Benjamin Tallmadge,  
John Taylor,  
Philip Van Cortlandt,  
Daniel C. Verplanck,  
Robert Whitehill, and  
David R. Williams.

John Clopton,  
John Culpeper,  
Joseph Desha,  
John W. Eppes,  
James Fisk,  
Meshack Franklin,  
Barent Gardenier,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Edwin Gray,  
John Heister,  
William Hoge,  
James Holland,  
Benjamin Howard,  
Richard M. Johnson,  
Thomas Kenan,

John Lambert,  
Edward Lloyd,  
Nathaniel Macoß,  
Robert Marion,  
Daniel Montgomery, junior,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Thomas Newbold,  
Thomas Newton,  
John Porter,  
John Pugh,  
John Randolph,  
John Rea (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,

Ebenezer Seaver,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Samuel Smith,  
Henry Southard,  
Richard Stanford,  
Samuel Taggart,  
John Taylor,  
Jabez Upham,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbour,  
David R. Williams,  
Alexander Wilson, and  
Richard Winn.

Those who voted in the negative, are

Ezekiel Bacon,  
Burwell Bassett,  
Matthew Clay,  
Orchard Cook,  
Richard Cutts,  
Samuel W. Dana,  
John Davenport, junior,  
John Dawson,  
Josiah Deane,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
William Findley,  
Francis Gardner,  
Isaiah L. Green,  
David Holmes,  
Reuben Humphreys,  
Daniel Hsley,  
John G. Jackson,  
Richard Jackson,  
Walter Jones,  
Philip B. Key,  
William Kirkpatrick,  
John Love,  
Matthew Lyon,  
Josiah Masters,  
William McCreery,

William Milnor,  
John Montgomery,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Roger Nelson,  
Wilson C. Nicholas,  
Timothy Pitkin, junior,  
Josiah Quincy,  
Samuel Riker,  
John Rowan,  
Samuel Shaw,  
James Sloan,  
William Stedman,  
Clement Storer,  
Joseph Story,  
Lewis B. Sturges,  
Peter Swart,  
Benjamin Tallmadge,  
George M. Troup,  
James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck, and  
Nathan Wilson.

On motion of Mr. Newton, and seconded,  
Resolved, That this House doth agree to the conference desired by the Senate on the subject matter of the amendments depending between the two Houses to the said bill; and that Mr. Macon, Mr. Smilie and Mr. Upham, be appointed managers at the same, on the part of this House.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Ordered, That Mr. Story have leave to be absent from the service of this House for the remainder of the session.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, January 19, 1809.

The Speaker laid before the House, a letter from the Secretary of War, accompanying his report and sundry documents in relation to invalid pensioners of the United States, transmitted in pursuance of the third and fifth sections of "An act to provide for persons who were disabled by known wounds received in the revolutionary war," which were read, and ordered to be referred to the Committee of Claims.

Mr. Jeremiah Morrow, from the Committee on the Public Lands, to whom were referred, during the present session, the petitions of sundry inhabitants of the state of Ohio, praying a remission of the forfeitures accruing on the instalments due on the purchase money for lands purchased of the United States, and the allowance of farther time for the payment of the principal, made a report thereon, which was read, and ordered to be referred to the committee of the whole House, to whom was committed on the twenty-third of November last, a report of the Committee

on the Public Lands on a memorial of the House of Representatives of the Mississippi territory.

On a motion made, and leave given by the House, Mr. Jeremiah Morrow, from the same committee, presented, according to order, a bill to alter the terms of sale of the public lands of the United States; and for other purposes, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to the committee of the whole House, last mentioned.

On motion of Mr. Holmes,

Ordered, That the Committee of Claims have leave to sit to-morrow, during the sitting of the House.

Mr. Lewis presented a memorial of sundry inhabitants of the county of Washington, in the territory of Columbia, whose names are thereunto subscribed, praying, for the reasons therein specified, a repeal of the fourth section of a law of Congress, intituled, "An act concerning the district of Columbia."

The said memorial was read, and ordered to be referred to the Committee for the District of Columbia.

On a motion made, and leave given by the House,

Mr. Marion, from the committee who were instructed, by a resolution of the House of the twentieth of December last, "to enquire into the expediency of extending jurisdiction to the superior courts of the several territories of the United States, in which a district court has not been established for the trial of treason and other offences committed against the laws of the United States within the limits of the said territories; and to empower said courts to pronounce such judgment or sentence on conviction of the offender or offenders, as the law directs," presented, according to order, a bill extending jurisdiction, in certain cases, to the territorial courts; and for other

purposes, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. John G. Jackson presented a memorial of Gabriel Richard, pastor of the catholic society in the territory of Michigan, in behalf of himself and the members composing the said society, praying that a certain tract or parcel of land belonging to the United States, in the vicinity of Detroit, may be exclusively and permanently appropriated to the education of white children in that territory, and of Indian children within the same, or its vicinity; also, that such proportion of land may be granted and confirmed to the head of each family, and each youth of the Wian-dot tribe of Indians, under certain conditions therein specified, as to the wisdom of Congress shall seem meet.

Mr. John G. Jackson also presented a petition of John Collins, and others, whose names are thereunto subscribed, followers of, and employed by captains Lewis and Clark, in their expedition through the interior parts of North America to the Pacific ocean, praying that such measures may be adopted, as Congress in their wisdom may deem proper, to enable the petitioners to receive the benefit of a grant of lands lying on the west side of the river Mississippi, made by an act passed on the third of March, one thousand eight hundred and seven.

The said memorial and petition were read, and ordered to be referred to the Committee on the Public Lands.

Mr. Seaver presented representations from sundry inhabitants of Foxborough and Wrentham, in the county of Norfolk, and state of Massachusetts, in relation to the manner of choosing electors of President and Vice-President of the United States, adopt-

ed by the Senate and House of Representatives of that state.

The Speaker also presented a representation from sundry inhabitants of Boxborough, in the county of Middlesex, and state aforesaid, of the same tenor, and to the like effect.

The said representations were received, and ordered to lie on the table.

Mr. Bacon presented a memorial of the marine society of Marblehead, in the state of Massachusetts, signed by order, and in behalf of the said marine society, by W. Story, and others, a committee appointed for the purpose, praying that beacons or piers may be erected on the ledges of rocks, called "half-way rock," and "the brimbles," situated near Marblehead fort, and the light-house on Baker's island, for the convenience and benefit of vessels bound to, and departing from the said port of Marblehead.

The said memorial was read, and ordered to be referred to the Committee of Commerce and Manufactures.

Mr. Clopton presented a petition of John Hardyman, of the county of Charles City, in the state of Virginia, praying to be placed on the list of pensioners, in consideration of military services rendered, and personal injuries sustained, whilst a private in the continental army, during the revolutionary war with Great Britain, and in the army of the United States commanded by major-general St. Clair, in which the petitioner remained until some time in the year one thousand eight hundred.

The said petition was read, and ordered to be referred to the Committee of Claims.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill to alter the time for the next meeting of Congress; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Pitkin reported, that the committee had, according to order, had the



said bill under consideration, and made no amendment thereto.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have passed a bill, intituled "An act for the relief of certain Alabama Indians," to which they desire the concurrence of this House : And then he withdrew.

The House proceeded to consider the bill to alter the time for the next meeting of Congress, to which the committee of the whole House, to whom it had been referred, reported no amendment : Whereupon,

A motion was made by Mr. David R. Williams, and seconded, to amend the same at the Clerk's table, by striking out the words "*fourth Monday of May.*"

And debate arising thereon,

An adjournment was called for ; on which

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

### FRIDAY, January 20, 1809.

The Speaker laid before the House, a letter from the Post-master General of the United States, inclosing a report respecting the salaries of the clerks employed in that department during the year one thousand eight hundred and eight, which were read, and ordered to lie on the table.

On motion of Mr. Thomas Moore, and seconded,

Resolved, That the Committee on Post offices and Post-roads be instructed to enquire into the expediency of establishing a post-road from Lancaster court-house in South Carolina, to Rocky-mount, and from Rocky-mount to York court-house.

On motion of Mr. Bacon,

Ordered, That the petitions of sundry inhabitants of the district of Maine, in the state of Massachusetts,

presented to this House on the ninth and twenty-third of December, one thousand eight hundred and six, be severally referred to the Committee on Post-offices and Post-roads.

On motion of Mr. Lemuel J. Alston, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to enquire into the expediency of establishing a post road from Greenville court-house, in South Carolina, by Holland's ford on Saluda river, by James Crayton's, Abbeville court-house and Vienna, to Petersburg, in Georgia, and to return by Abbeville court-house, Reuben Nash's, and from thence by Holland's ford to Greenville; also, that the said committee be instructed to enquire into the expediency of establishing a post-road from Pendleton court-house, in South Carolina, to Carnesville, in Georgia.

The House resumed the consideration of the bill to alter the time for the next meeting of Congress: Whereupon,

A motion made yesterday by Mr. David R. Williams, to amend the bill at the Clerk's table, by striking out the words "*fourth Monday of May*," which was depending at the time of adjournment, was renewed;

And after debate thereon,

The question was taken, that the House do agree to the proposed amendment for striking out the words, as herein before recited,

And passed in the negative.

No other amendment being offered to the bill, it was

Ordered, That the said bill be engrossed for a third reading.

The bill being brought in engrossed,

A motion was made, and seconded, that the same be read the third time, to-morrow.

And the question being put thereupon,

It passed in the negative.

A motion was then made by Mr. Smilie, and seconded, that the bill be *now* read the third time.

And the question being taken thereupon,

**It was resolved in the affirmative.**

**The said bill was, accordingly, read the third time :**

**Whereupon,**

Mr. Speaker stated the question from the chair, that the same do pass?

And after debate thereon, the said question being taken,

It was resolved in the affirmative, } Yeas 80.  
 } Nays 26.

The yeas and nays being demanded by one fifth of the members present,

**Those who voted in the affirmative, are**

Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
William W. Bibb,  
John Blake, junior,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
Epaphroditus Champion,  
John Clopton,  
Orchard Cook,  
Richard Cutts,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
William Ely,  
John W. Eppes,  
William Findley,  
James Fisk,  
Barent Gardenier,  
Francis Gardner,  
Thomas Gholson, jun.  
Charles Goldsborough,  
Peterson Goodwyn,

Isaiah L. Grech;  
John Harris,  
William Helms,  
David Holmes,  
Benjamin Howard,  
Daniel Hsley,  
John G. Jackson,  
Robert Jenkins,  
Richard M. Johnson,  
Walter Jones,  
Thomas Kenan,  
Philip B. Key,  
William Kirkpatrick,  
John Lambert,  
Joseph Lewis, junior,  
John Love,  
Robert Marion,  
Josiah Masters,  
William McCreery,  
William Milnor,  
Daniel Montgomery, junior,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,

## OF REPRESENTATIVES.

305

Jonathan O. Mosely,  
Gurdon S. Mumford,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
Timothy Pitkin, junior,  
John Porter,  
John Pugh,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Ebenezer Seaver,

Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
Henry Southard,  
Clement Storer,  
Samuel Taggart,  
John Taylor,  
James I. Van Alen,  
Archibald Van Horn,  
Robert Whitehill,  
Isaac Wilbour,  
Alexander Wilson,  
Nathan Wilson, and  
Richard Winn.

Those who voted in the negative, are

Burwell Bassett,  
William Blackledge,  
Thomas Blount,  
Martin Chittenden,  
Matthew Clay,  
John Davenport, jun.  
Meshack Franklin,  
Edwin Gray,  
Richard Jackson,  
James Kelly,  
Matthew Lyon,  
Nathaniel Macon,  
Josiah Quincy,

John Randolph,  
John Rowan,  
James Sloan,  
Richard Stanford,  
William Stedman,  
Lewis B. Sturges,  
Benjamin Tallmadge,  
Abram Trigg,  
Jabez Upham,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Jesse Wharton, and  
David R. Williams.

Resolved, That the title be, "An act to alter the time for the next meeting of Congress."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

On motion of Mr. Van Cortlandt,

Ordered, That when the House adjourns, it will adjourn to meet on Monday next.

The several orders of the day were farther postponed until Monday morning.

And then the House adjourned until Monday morning, eleven o'clock.

MONDAY, January 23, 1809.

Mr. Macon, from the managers appointed on the part of this House to attend a conference with the Senate, on the subject matter of the amendments depending between the two Houses to the bill, intituled, "An act authorizing the appointment and employment of an additional number of navy officers, seamen and marines," reported, that they had, according to order, met the managers on the part of the Senate, and conferred freely on the disagreeing votes of the two Houses; but come to no agreement thereupon.

Mr. Lewis, from the Committee for the District of Columbia, presented, according to order, a bill respecting executions for small debts in the county of Washington, in the district of Columbia, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Wednesday next.

On a motion made, and leave given by the House, Mr. Holmes, from the Committee of Claims, presented, according to order, a bill for the relief of Isaac Briggs, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

Mr. Fisk, from the committee appointed the fifteenth of November last, presented, according to order, a bill for altering the times and places for holding the circuit court of the United States within the district of Vermont, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Wednesday next.

The Speaker presented to the House, a petition, in the French language, from sundry inhabitants of Soussigné, in the territory of Michigan, praying, for the reasons therein specified, that such measures may be adopted, as Congress in their wisdom may deem proper, for causing a number of copies of the laws of the United States, particularly such of the said laws as relate to the Michigan territory, to be printed in the French language for the convenience and benefit of the petitioners, and other inhabitants of that territory.

The said petition was read, and ordered to be referred to Mr. Wharton, Mr. Mumford and Mr. Key, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Mr. Nelson presented a petition of Joseph Wilkinson, of the territory of Michigan, late collector of the customs for the district of Detroit, in the said territory, praying, for the reasons therein set forth, that he may be exonerated from the payment of a considerable sum of money due to the United States from the petitioner, in his capacity aforesaid; also, that he may be liberated from the confinement to which he is now subjected, in consequence of the debt for which he is held responsible.

The said petition was read, and ordered to be referred to Mr. Nelson, Mr. Goodwin and Mr. Kelly, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Mr. Durell presented a petition of Lyman Spalding, of the state of New-Hampshire, praying the liquidation and settlement of a claim of the petitioner for attendance on, and medicine furnished to a certain Benjamin Bagley, confined in the gaol of Portsmouth for trial in the circuit court of the United States, some time in the year one thousand eight hundred and five.

The said petition was read, and ordered to be referred to the Committee of Claims.

Mr. Mumford presented a petition of Benjamin Bailey and James Bogert, junior, of the city and state of New York, merchants, trading under the firm of Bailey and Bogert, praying relief in the case of the duties accruing on a quantity of brandy and wine imported by the petitioners from a foreign port, some time in the year one thousand eight hundred and seven, and intended by them for exportation without the limits of the United States, but prevented, as the petitioners suggest, by the operation of the "Act laying an embargo on all ships and vessels in the ports and harbors of the United States."

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

The Speaker presented to the House, representations from sundry inhabitants of Barnardston, Greenfield, Springfield, and Gill, in the county of Hampshire, and of Machias, in the county of Washington, and state of Massachusetts, stating certain objections to the manner of appointing electors for President and Vice President of the United States, lately adopted by the Senate and House of Representatives of the state aforesaid.

Mr. Seaver presented representations from sundry inhabitants of Dedham, in the county of Norfolk, and state of Massachusetts aforesaid, whose names are thereunto subscribed, of the same tenor, and to the like effect.

The said representations were received, and ordered to lie on the table.

On a motion made, and leave given by the House, Mr. Jeremiah Morrow, from the Committee on the Public Lands, presented, according to order, a bill concerning claims to lands in the Mississippi territory, granted by the British government of West Florida, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Thursday next.

No other amendment being offered thereto, Mr. Speaker stated the question from the chair, that the said bill, with the amendment, be engrossed for a third reading;

It was resolved in the affirmative, } Yeas 72.  
Nays 42.

**Those who voted in the affirmative, are**

Daniel M. Durell,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
William Helms,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
John G. Jackson,  
Richard M. Johnson,  
Walter Jones,  
Thomas Kenna,  
John Lambert,  
John Love,  
Robert Marion,



## 310 JOURNAL OF THE HOUSE

William McCreery,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
John Morrow,  
Gurdon S. Mumford,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Pugh,  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Lemuel Sawyer,  
Benjamin Say,

Ebenezer Seaven,  
Samuel Shaw,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Henry Southard,  
Peter Swart,  
John Taylor,  
Abram Trigg,  
George M. Troup,  
James I. Van Allen,  
Issac Wilbour,  
Alexander Wilson,  
Nathan Wilson, and  
Richard Winn.

Those who voted in the negative, are

Joseph Barker,  
William Blackledge,  
Epaphroditus Champion,  
Martin Chittenden,  
Matthew Clay,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
James Elliot,  
William Ely,  
James M. Garnett,  
Charles Goldsborough,  
Edwin Gray,  
John Harris,  
John Heister,  
William Hoge,  
Daniel Ilsley,  
Richard Jackson,  
Robert Jenkins,  
Joseph Lewis, junior,  
Matthew Lyon,  
Nathaniel Macon,  
William Milnor,

Daniel Montgomery, junior,  
Jonathan O. Mosely,  
Timothy Pitkin, junior,  
Josiah Quincy,  
John Randolph,  
Samuel Riker,  
John Rowan,  
John Russell,  
James Sloan,  
Samuel Smith,  
Richard Stanford,  
William Stedman,  
Lewis B. Sturges,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Thompson,  
Jabez Upham,  
Nicholas Van Dyke,  
Killian K. Van Rensselaer,  
Jesse Wharton,  
Robert Whitehill, and  
David R. Williams.

A motion was made by Mr. Gardenier, and seconded, that the said bill be read the third time on Wednesday, the twenty-second of February next.

And the question being taken thereupon,

It passed in the negative, } Yeas 16.  
 } Nays 65.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Epaphroditus Champion,	Jonathan O. Mosely,
Martin Chittenden,	John Russell,
Barent Gardenier,	James Sloan,
William Hoge,	William Stedman,
Richard Jackson,	Lewis B. Sturges,
Robert Jenkins,	Benjamin Tallmadge,
Matthew Lyon,	Jabez Upham, and
William Milnor,	Archibald Van Horn.

Those who voted in the negative, are,

Willis Alston, junior,	David Holmes,
Ezekiel Bacon,	Benjamin Howard,
David Bard,	John G. Jackson,
Burwell Bassett,	Richard M. Johnson,
William Blackledge,	Walter Jones,
Thomas Blount,	Thomas Kenan,
John Boyle,	John Lambert,
William A. Burwell,	Nathaniel Macon,
William Butler,	Robert Marion,
Joseph Calhoun,	Josiah Masters,
John Clopton,	William McCreery,
Richard Cutts,	John Montgomery,
John Dawson,	Nicholas R. Moore,
Josiah Deane,	Thomas Moore,
Joseph Desha,	Jeremiah Morrow,
John W. Eppes,	John Morrow,
William Findley,	Gurdon S. Mumford,
James Fisk,	Roger Nelson,
Meshack Franklin,	Thomas Newbold,
Francis Gardner,	Thomas Newton,
Thomas Gholson, junior,	Wilson C. Nicholas,
Peterson Goodwyn,	John Porter,
Isaiah L. Green,	John Rea, ( <i>Pennsylvania</i> ),
William Helms,	John Rhea, ( <i>Tennessee</i> ),
James Holland,	Matthias Richards,

## 312 JOURNAL OF THE HOUSE

Samuel Riker,  
Benjamin Say,  
Ebenezer Seaver,  
Samuel Shaw,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Samuel Smith.

Henry Southard,  
Clement Storer,  
John Taylor,  
James I. Van Alen,  
Isaac Wilbour,  
David R. Williams, and  
Alexander Wilson.

A motion was made by Mr. Tallmadge, and seconded, that the said bill be read the third time, on Monday next.

And the question being put thereupon,  
It passed in the negative.

A motion was then made by Mr. Nelson, and seconded, that the said bill be read the third time, on Wednesday next.

And the question being taken thereupon,  
It was resolved in the affirmative.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

### TUESDAY, January 24, 1809.

The Speaker laid before the House, a letter from the Secretary of the Navy, accompanied with a report of the commissioners of the navy pension fund, and sundry statements marked A, B, C, D and E, prepared in pursuance of the "Act for the better government of the navy of the United States," which were read, and ordered to lie on the table.

Mr. Gholson presented a petition of sundry inhabitants of the state of Virginia, whose names are thereunto subscribed, praying that a post-road may be established from the post office at Percival's, to pass by the way of the post-office at Westward-mill, to Halifax, in North-Carolina.

The said petition was received, and ordered to be referred to the Committee on Post-offices and Post-roads.

Mr. Porter presented a petition of Abraham Piesch, of the city of Philadelphia, merchant, praying, for the reasons therein set forth, that he may be allowed the drawback of duty on a quantity of claret, imported in the ship Favorite, from Bordeaux, in France, some time in the year one thousand eight hundred and four, and since intended for exportation without the limits of the United States; but prevented, as the petitioner suggests, by the operation of the "Act laying an embargo on all ships and vessels in the ports and harbors of the United States."

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

Mr. Holmes, from the Committee of Claims, to whom was referred on the thirtieth of November last, the memorial of Charles Minifie, of the city of Washington, presented on the third of December, one thousand eight hundred and seven, made a report thereon, which was read: Whereupon,

A motion was made by Mr. Thomas Moore, and seconded, that the report be referred to a committee of the whole House.

And the question being put thereupon,

It passed in the negative.

The House proceeded to consider the said report at the Clerk's table; and the resolution contained therein, being again read, in the words following, to wit:

"Resolved, That the prayer of the memorial of Charles Minifie, ought not to be granted."

The question was taken, that the House do concur with the Committee of Claims, in their agreement to the said resolution,

And resolved in the affirmative.

So the said memorial was rejected.

The Speaker presented to the House, a representation from sundry inhabitants of Haverhill, in the county of Essex, and state of Massachusetts, in re-

lation to the manner of appointing electors for President and Vice President of the United States, lately adopted by the Senate and House of Representatives of that state.

Mr. Lisle presented representations from sundry inhabitants of Paris, in the county of Oxford, and of New Gloucester, in the county of Cumberland, and state of Massachusetts, whose names are thereunto subscribed, of the same tenor, and to the like effect.

Mr. Green presented a similar representation from sundry inhabitants of Nantucket, in the county of Nantucket, and state of Massachusetts aforesaid.

The said representations were received, and ordered to lie on the table.

Mr. Say presented a petition of the president and managers of the Susquehanna and Tioga turnpike road company, praying that the Secretary of the Treasury, for and on behalf of the United States, may be authorized to subscribe for such a number of shares of the stock of the said company, as to the wisdom of Congress shall seem meet.

The said petition was read, and ordered to be referred to the committee appointed the eleventh of November last, on so much of the message from the President of the United States at the commencement of the present session, as relates to the disposition of the surplusses of our revenue in the improvement of roads, canals, rivers and education; that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill making appropriations to complete the fortifications commenced for the security of the sea port towns and harbors of the United States, and to defray the expense of deepening and extending to the river Mississippi, the canal of Carondelet; and after some time spent therein, Mr Speaker resumed the chair, and Mr. Pitkin reported, that the committee

had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table, where the same, being twice read, the first, second, third and fourth of the said amendments were, on the question severally put thereupon, agreed to by the House.

The fifth amendment reported from the committee of the whole House, to insert after the words "gun boats," in the sixth line of the second section of the bill, the words following, to wit ; " if upon a survey thereof, he shall be convinced that the same is practicable, and will conduce to the more effectual defence of said city," being read, and under consideration,

A motion was made by Mr. Macon, and seconded, farther to amend the bill, by striking out the second section thereof, as reported by the committee of the whole House, in the words following to wit ;

Sec. 2. *" And be it further enacted, That the President of the United States be, and he bereby is authorized to cause the canal of Carondelet, leading from lake Ponchartrain, by way of the Bayou St. John, to the city of New Orleans, to be extended to the Mississippi, and made sufficiently deep throughout to admit an easy and safe passage to gun boats, if upon a survey thereof, he shall be convinced that the same is practicable, and will conduce to the more effectual defence of the said city ; and that for the purpose of defraying the expense thereof, there be, and bereby is appropriated the sum of twenty five thousand dollars, to be paid out of any monies in the treasury, not otherwise appropriated."*

And the question being taken thereupon,

It passed in the negative.

The question then recurring on the fifth and last amendment reported from the committee of the whole House to the said bill, as herein before recited ; and the same being again read, was, on the question put thereupon, agreed to by the House.

Ordered, That Mr. Lyon have leave to be absent from the service of this House, from Monday next, for the remainder of the session.

Mr. Speaker : The Senate have passed the bill, intituled, " An act for the relief of Edward Beaumont," without amendment : The Senate have passed a bill, intituled, " An act supplementary to the act, entitled, " An act to amend the act, entitled, " An act establishing circuit courts, and abridging the jurisdiction of the district courts of the districts of Kentucky, Tennessee and Ohio;" also, a bill, intituled, " An act making appropriations to complete the fortifications commenced for the security of the seaport towns and harbors of the United States; and to defray the expense of deepening and extending to the river Mississippi, the canal of Carondelet," to which bills, respectively, they desire the concurrence of this House : The Senate adhere to their amendments to the bill, intituled, " An act authorizing the appointment and employment of an additional number of navy officers, seamen and marines," to their disagreement to which this House hath insisted : And then he withdrew.

On a motion made by Mr. Nicholas, and seconded, that the House do come to the following resolution:

Resolved, as the opinion of this House, That the United States ought not to delay beyond the

day of \_\_\_\_\_ to repeal the embargo laws; to resume, maintain and defend the navigation of the high seas against any nation or nations having in force edicts, orders or decrees violating the lawful commerce and neutral rights of the United States.

Ordered, That the said proposed resolution be referred to a committee of the whole House, on Monday next.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, January 25, 1809.

On motion of Mr. Clopton, that a petition of sundry British merchants, and others, subjects of his Britannic majesty, presented on the twenty first of December, one thousand eight hundred and four, and praying "that the power and authority granted by law to the federal circuit courts, may be extended to the trial and determination of "*all causes arising under treaties*," or to causes where an alien is a party, in which the matter in dispute, exclusive of costs, is under the sum of five hundred dollars; or that such other tribunal may be established for the trial and determination of the said causes, as to the wisdom of Congress shall seem meet," be referred to the consideration of a select committee;

The question was put thereupon,

And passed in the negative.

On motion,

Ordered, That the said petition do lie on the table.

Mr. Jeremiah Morrow presented a petition of the chiefs and head men of the Chippawa, Ottawa, Wyandot and Pottawatamic nations of Indians, whose names are thereunto subscribed, praying, for the reasons therein set forth, that the title to a certain tract or parcel of land containing three miles square, reserved for the use of the said tribes of Indians, by the treaty concluded at Detroit, on the seventeenth day of November, one thousand eight hundred and seven, may be granted in fee simple by the govern-



ment of the United States, to doctor William Brown, of the Michigan territory, in consideration of medical services rendered to the said chiefs and their families.

The said petition was read, and ordered to be referred to the Committee on the Public Lands.

Mr. Van Dyke presented a petition of Joshua Clifton, praying to be placed on the list of pensioners of the United States, in consideration of military services rendered, and personal injuries sustained, whilst a soldier in the continental army, during the revolutionary war with Great Britain; or that such other relief may be afforded in the premises, as to the wisdom of Congress shall seem meet.

The said petition was read, and ordered to be referred to the Committee of Claims.

Mr. Burwell presented a memorial of the president, managers and company of the Philadelphia, Brandywine and New London turnpike road, praying the aid and patronage of Congress to enable the said company to open and complete a road from the city of Philadelphia, by Chad's ford on Brandywine, and New London cross-roads, to the line of the state of Pennsylvania, in a direction towards the city of Baltimore.

The said memorial was read, and ordered to be referred to the committee appointed the eleventh of November last, on so much of the message from the President of the United States at the commencement of the present session, as relates to the disposition of the surplusses of our revenue in the improvement of roads, canals, rivers and education.

On motion of Mr. Smilie,

Ordered, That Charles Minifie, of the city of Washington, who presented a memorial to this House, on the third of December, one thousand eight hundred and seven, have leave to withdraw the said memorial, together with the documents which accompanied the same.

On a motion made by Mr. Quincy, and seconded, that the House do come to the following resolutions :

Resolved, That the President of the United States be requested to lay before this House, all correspondences touching the offers to resign, and the resignation made of his office, by Benjamin Lincoln, late collector of the port of Boston and Charlestown.

Resolved, That a committee be appointed to inquire into the causes which prevented the acceptance of the resignation of Benjamin Lincoln, esquire, late collector of the port of Boston and Charlestown, in the years one thousand eight hundred and six, and one thousand eight hundred and seven, and into the reasons which have occasioned a postponement of the appointment of a successor ; and that they report the result of such inquiry to the House.

The question was taken, that the House do *now* proceed to take the said proposed resolution into consideration,

And resolved in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas 93.} \\ \text{Nays 24.} \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Willis Alston, junior,  
Ezekiel Bacon,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
Joseph Calhoun,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
Matthew Clay,

John Clopton,  
John Culpeper,  
Richard Cutts,  
John Davenport, junior,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
John W. Eppes,  
William Findley,  
James Fisk,  
Francis Gardner,

James M. Garnett,  
 Thomas Cholson, jun.  
 Charles Goldsborough,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Harris,  
 John Heister,  
 William Hoge,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Robert Jenkins,  
 James Kelly,  
 Joseph Lewis, junior,  
 John Love,  
 Matthew Lyon,  
 Nathaniel Macon,  
 Robert Marion,  
 Josiah Masters,  
 William M'Creeery,  
 William Milnor,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Gurdon S. Mumford,  
 Thomas Newton,  
 Wilson C. Nicholas.  
 Timothy Pitkin, junior,  
 John Porter,  
 Josiah Quincy,  
 John Randolph,

John Rea (*Pennsylvania*)  
 Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 Benjamin Say,  
 Ebenezer Seaver,  
 James Sloan,  
 John Smilie,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Taylor,  
 John Thompson,  
 Abram Trigg,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 David R. Williams, and  
 Nathan Wilson.

Those who voted in the negative, are

Lemuel J. Alston,  
 David Bard,  
 Joseph Barker,  
 Burwell Bassett,  
 Adam Boyd,  
 William Butler,  
 Meshack Franklin,  
 William Helms,  
 John G. Jackson,  
 Daniel Halsey,  
 Richard M. Johnson,  
 Thomas Kenan,

William Kirkpatrick,  
 John Lambert,  
 Nicholas R. Moore,  
 Roger Nelson,  
 John Pugh,  
 John Rhea, (*Tennessee*)  
 Lemuel Sawyer,  
 Samuel Shaw,  
 Dennis Smelt,  
 Jedediah K. Smith,  
 Alexander Wilson, and  
 Richard Winn.

The said proposed resolutions were again read at the Clerk's table;

And after debate thereon,

The question was taken, that the House do agree to the same,

And passed in the negative, } Yea 1.  
 } Nays 117.

The yeas and nays, as demanded by one fifth of the members present, are as follow :

Yea.

Josiah Quincy.

Nays.

Evan Alexander,  
 Leander J. Alston,  
 Willis Alston, junior,  
 Ezekiel Bacon,  
 David Bard,  
 Joseph Barker,  
 Burwell Bassett,  
 William W. Bibb,  
 William Blackledge,  
 John Blake, junior,  
 Thomas Blount,  
 John Boyle,  
 Robert Brown,  
 William A. Burwell,  
 William Butler,  
 Joseph Calhoun,  
 John Campbell,  
 Epaphroditus Champion,  
 Matthew Clay,  
 John Clopton,  
 Orchard Cook,  
 John Culpeper,  
 Richard Cutts,  
 John Davenport, junior,  
 John Dawson,  
 Josiah Deane,  
 Joseph Desha,  
 Daniel M. Durell,  
 William Ely,

William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Barent Gardenier,  
 Francis Gardner,  
 James M. Garnett,  
 Thomas Gholson, junior,  
 Charles Goldsborough,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Harris,  
 John Heister,  
 William Helms,  
 William Hoge,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 John G. Jackson,  
 Robert Jenkins,  
 Richard M. Johnson,  
 Walter Jones,  
 James Kelly,  
 Thomas Kenan,  
 Phillip B. Key,  
 William Kirkpatrick,  
 John Lambert,  
 Joseph Lewis, junior,

John Love,  
 Matthew Lyon,  
 Nathaniel Macon,  
 Robert Marion,  
 Josiah Masters,  
 William McCreery,  
 William Milnor,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 Timothy Pitkin, junior,  
 John Porter,  
 John Pugh,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 Benjamin Say,

Ebenezer Seaver,  
 Samuel Shaw,  
 James Sloan,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Benjamin Tallmadge,  
 John Taylor,  
 John Thompson,  
 Abram Trigg,  
 George M. Troup,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Jesse Wharton,  
 Robert Whitehill,  
 David R. Williams,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

And so the said proposed resolutions were rejected.

The Speaker laid before the House, a letter from the Secretary of the Treasury, accompanying certain papers exhibiting the instructions which have been transmitted by him to the collectors of the revenue and other officers of the United States, in relation to the act laying an embargo upon all ships and vessels in the ports and harbors of the United States, and the several acts supplementary thereto; also, the names and places of residence of certain persons who have been detected in violating the embargo laws, prepared in pursuance of a resolution of this House of the fourteenth of November last.

The said letter was read, and, together with the papers transmitted therewith, ordered to lie on the table.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, January 26, 1809.

On motion of Mr. Poindexter, and seconded, that the House do come to the following resolutions :

Resolved, That the Committee on the Public Lands be instructed to enquire into the expediency of establishing a land-office for the sale of the lands of the United States east of the Red river, and west of the Mississippi, in the territory of Orleans; and that they have leave to report thereon, by bill or otherwise.

Resolved, That the Committee on the Public Lands be instructed to enquire into the expediency of granting the right of pre-emption, in certain cases, to actual settlers in the territory of Orleans; and that they have leave to report by bill, or otherwise.

And the said proposed resolutions being read,

A motion was made by Mr. Randolph, and seconded, that the same do lie on the table.

And the question being put thereupon,

It was resolved in the affirmative.

On motion of Mr. Randolph, and seconded,

Ordered, That the committee appointed the eleventh of November last, on so much of the message from the President of the United States as relates to the disposition of the surplusses of our revenue in the improvement of roads, canals, rivers and education, be discharged from the consideration of the petition and memorial of the president and managers of the Susquehanna and Tioga turnpike road company, and of the president, managers and company of the Philadelphia, Brandywine and New-London turnpike

road, presented to this House on the twenty-fourth and twenty-fifth instant, be discharged from the consideration thereof; and that the said petition and memorial be referred to Mr. Say, Mr. Marion, Mr. Dana, Mr. Howard and Mr. Jedediah K. Smith, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Mr. Lewis, from the Committee for the District of Columbia, presented, according to order, a bill respecting the circuit and district courts of the district of Columbia, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Harris presented a petition of sundry inhabitants of the town of Dryden, in the county of Cayuga, in the state of New-York, whose names are thereunto subscribed, praying, for the reasons therein specified, that a post-office may be established at the town of Dryden aforesaid, for the convenience and benefit of the petitioners, and others.

The said petition was read, and ordered to be referred to the Committee on Post-offices and Post-roads.

Mr. Marion, from the committee to whom was referred on the fourteenth of November last, a petition of the company for opening the navigation of the Catawba and Wateree rivers, signed by J. F. Grimke, their president, made a report thereon, which was read, and ordered to lie on the table.

The House proceeded to re-consider the bill, intitled, "An act authorizing the appointment and employment of an additional number of navy officers, seamen and marines." together with the amendments adhered to by the Senate to the said bill: Whereupon,

A motion was made by Mr. Macon, and seconded, that the said bill, with the amendments, do lie on the table.

And the question being put thereupon,

It was resolved in the affirmative.

On a motion made, and leave given by the House, Mr. George W. Campbell, from the Committee of Ways and Means, presented, according to order, a bill making appropriations for the support of government during the year one thousand eight hundred and nine, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

The House, according to the order of the day, resolved itself into a committee of the whole House on the bill sent from the Senate, intituled "An act to provide for arming, manning, and fitting out for immediate service, all the public ships of war, vessels, and gun-boats of the United States; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bassett reported, that the committee had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table.

The House proceeded to consider the said bill and amendments at the Clerk's table: Whereupon,

The first amendment to the said bill being read, and under consideration,

A division of the question on the same was called for by Mr. John G. Jackson, and seconded:

Whereupon,

The first member of the said amendment for striking out in the second, third, fourth, fifth and sixth lines of the first section of the original bill, the following words "*That all the frigates and other armed vessels of the United States, and gun-boats, be fitted out, officered, manned and employed, as soon as may be; and that the President of the United States be*



*authorized and empowered to cause the frigates and armed vessels, so soon as they can be prepared for actual service, respectively, to be stationed at such ports and places on the sea-coast, as he may deem most expedient, or to cruize on any part of the coast of the United States, or territories thereof."*

The question was taken, that the House do concur with the committee of the whole House in their agreement to the said first member of the amendment,

And resolved in the affirmative.

The residue of the said first amendment, to insert in lieu of the words stricken out, as herein before recited, the following words, to wit: "That, in addition to the frigates now employed in actual service, there be fitted out, officered, and manned, as soon as may be, the four following frigates, to wit, the *United States*, *Essex*, *John Adams*, and *President*, and moreover, the President of the United States is hereby authorized and empowered to equip, man, and employ in actual service, so many of the other public armed vessels now laid up in ordinary, and gun-boats, as in his judgment the public service may require, and to cause the frigates and other armed vessels, when prepared for actual service, respectively, to be stationed at such ports and places on the sea coast as he may deem most expedient, or to cruize on any part of the coast of the United States, or territories thereof," being twice read, was, on the question put thereupon, agreed to by the House.

The second and third amendments being twice read, were, on the question severally put thereupon, agreed to by the House.

The said bill was then further amended at the Clerk's table: Whereupon,

A motion was made by Mr. David R. Williams, and seconded, further to amend the same, by adding to the end thereof, a proviso, in the words following, to wit: Provided, that this act shall not be construed to require the President of the United States to cause

to be equipped, manned and employed, any greater number of the vessels of the United States, than in his judgment the public interest may require."

And on the question, that the House do agree to the said proposed amendment,

It passed in the negative;      } Yeas 39.  
  } Nays 78.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Willis Alston, junior,  
William W. Bibb,  
William Blackledge,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
John Culpeper,  
Joseph Desha,  
Peterson Goodwyn,  
Edwin Gray,  
John Heister,  
Thomas Kenan,  
Robert Marion,  
Josiah Masters,

Daniel Montgomery, junior,  
Jeremiah Morrow,  
John Morrow,  
John Porter,  
John Pugh,  
John Rea, (*Pennsylvania*),  
Jacob Richards,  
Matthias Richards,  
Lemuel Sawyer,  
Samuel Shaw,  
Samuel Smith,  
Henry Southard,  
Richard Stanford,  
John Taylor,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill,  
David R. Williams, and  
Alexander Wilson.

Those who voted in the negative, are

Lemuel J. Alston,  
Ezekiel Bacon,  
David Bard,  
Burwell Bassett,  
John Blake, junior,  
John Campbell,  
John Clopton,  
Orchard Cook,  
Richard Cutts,

Samuel W. Dana,  
John Davenport, junior,  
John Dawson,  
Josiah Deane,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
John W. Eppes,  
William Findley,

James Fisk,  
 Francis Gardner,  
 Thomas Gholson, junior,  
 Charles Goldsborough,  
 Isaiah L. Green,  
 John Harris,  
 William Helms,  
 William Hoge,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 John G. Jackson,  
 Richard Jackson,  
 Robert Jenkins,  
 Richard M. Johnson,  
 Walter Jones,  
 Philip B. Key,  
 William Kirkpatrick,  
 John Lambert,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 John Love,  
 Matthew Lyon,  
 Nathaniel Macon,  
 William McCreery,  
 William Milnor,  
 John Montgomery,  
 Nicholas R. Moore,  
 Gurdon S. Mumford,

Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 Timothy Pitkin, jun.  
 Josiah Quincy,  
 John Randolph,  
 John Rhea, (*Tennessee*)  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 Benjamin Say,  
 Ebenezer Seaver,  
 James Sloan,  
 Dennis Smelt,  
 Jedediah K. Smith,  
 John Smith,  
 William Stedman,  
 Clement Storer,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 George M. Troup,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Isaac Wilbour,  
 Nathan Wilson, and  
 Richard Winn.

No other amendment being offered thereto, it was

Ordered, That the amendments agreed to, be engrossed, and, together with the bill, be read the third time to-morrow.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have passed the bill, intituled " An act to alter the time for the next meeting of Congress : " And then he withdrew.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

FRIDAY, January 27, 1809.

Mr. Kenan presented a petition of sundry inhabitants of the town of Smithville, in the county of Brunswick, in the state of North Carolina, whose names are thereunto subscribed, praying that the town of Smithville aforesaid, may be established as a port of entry, for the convenience and benefit of the petitioners, and other inhabitants of the state of North Carolina.

Mr. Kenan also presented a memorial of the citizens of the town of Wilmington, in the state of North Carolina, in opposition to the prayer of the foregoing petition.

The said petition and memorial were received, and ordered to be referred to the Committee of Commerce and Manufactures.

Mr. Say presented a memorial of William Hall, surviving partner of Hall and Sellers, of the city of Philadelphia, printers, and Robert B. Sellers, administrator on the estate of William Sellers, deceased, praying the liquidation and settlement of a claim for printing-work done and furnished for the use of the United States under the former constitution of government; the payment of which has been delayed for the reasons therein specified.

Mr. Say also presented a memorial of John Keehmle, of the state of Pennsylvania, stating his claim to a balance of pay for medical services rendered to the continental army, during the revolutionary war with Great Britain.

Mr. Say also presented a memorial of sundry late officers in the Pennsylvania line of the revolutionary army, whose names are thereunto subscribed, in behalf of themselves and others, stating, that they have been compelled, owing to certain circumstances therein set forth, to dispose of the certificates of pay and commutation issued in consideration of military services rendered during the said war, for much less

than their nominal amount ; and praying such relief in the premises, as to the wisdom and justice of Congress shall seem meet.

Mr. John Morrow presented a petition of James Larkins, of Hampshire county, in the state of Virginia, praying the liquidation and settlement of a claim for making two hundred and thirty nine coats for the use of colonel Moylan's regiment of light dragoons, some time in the years one thousand seven hundred and eighty, and one thousand seven hundred and eighty-two.

The said memorials were received, and ordered to be referred to the committee of the whole House, to whom was committed, on the twenty-eighth ultimo, the bill making provision for the discharge of certain unsatisfied claims against the United States.

Mr. Mumford presented a petition of William Hardy, formerly of the city of Philadelphia, now residing in the city and state of New York, praying relief, in consideration of military services rendered, and personal injuries sustained, whilst captain and paymaster in colonel Nash's regiment of light dragoons, during the revolutionary war with Great Britain.

The said petition was received, and ordered to be referred to the committee to whom was re-committed, on the tenth instant, a bill for the relief of the infirm, disabled and superannuated officers and soldiers of the late and of the present army of the United States.

Mr. Nelson presented a petition of George Collins, an Indian of the Delaware tribe, praying that he may be placed on the list of pensioners, in consideration of services rendered, and personal injuries sustained whilst a private in the continental army, during the revolutionary war with Great Britain.

Mr. Randolph presented a petition of Tarlton Woodson, of the state of Virginia, praying, that he may be allowed half pay for life, in lieu of the com-

mutation of five years full pay, granted to him for services rendered to the United States as a captain in the Virginia line of the continental army, during the revolutionary war with Great Britain.

The said petitions were read, and ordered to be referred to the Committee of Claims.

Mr. Findley presented a petition of sundry inhabitants of Westmoreland county, in the state of Pennsylvania, stating certain inconveniencies and hardships to which the petitioners and others have been, and are now subjected in consequence of the operation of the several laws laying an embargo on all ships and vessels in the ports and harbors of the United States; and praying that the same may be repealed whenever, in the judgment of Congress, it may be expedient to adopt that measure.

The said petition was received, and ordered to lie on the table.

On a motion made by Mr. Bacon, and seconded, that the House do come to the following resolution :

Resolved, That provision ought to be made, by law, from and after the                    day of                    next, for authorizing the commanders and crews of merchant vessels of the United States, owned wholly by a citizen or citizens thereof, to oppose and defend against any search, restraint or seizure which shall be attempted upon such vessel, or upon any other vessel owned, as aforesaid, by the commander or crew of any armed vessel sailing under French or British colors, or acting, or pretending to act by or under the authority of the French or British governments, and to repel by force any assault or hostility which shall be made or committed on the part of such French or British vessel pursuing such attempt, and to subdue and capture the same, and to retake any vessel owned, as aforesaid, which may have been captured by any vessel sailing under French or British

colors, or acting or pretending to act by or under authority from the French or British government.

The said proposed resolution was read, and ordered to be referred to the committee of the whole House, to whom was committed, on the twenty-fourth instant, a resolution proposed by Mr. Nicholas, relative to a repeal of the embargo laws, and the resuming, maintaining and defending the navigation of the high seas against any nation or nations having in force edicts, orders or decrees, violating the lawful commerce and neutral rights of the United States.

On motion of Mr. Key, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to enquire into the expediency and propriety of establishing a post-road from the city of Washington to Rockville and Unity, in Montgomery county, to New Market, Liberty-town, Cloud's store, Pipe creek, Quaker meeting-house, and Taney-town; and thence back again by the same route, to Washington.

The Speaker laid before the House, a letter from the Secretary of the Treasury, inclosing the copy of a letter to him from the Register of the Treasury, correcting an error to the amount of fifty-four thousand eight hundred and twenty dollars and eighteen cents, in the statement of receipts into the treasury of the United States for the year one thousand eight hundred and seven, transmitted in pursuance of a resolution of this House, of the twentieth of December last, which were read, and ordered to lie on the table,

Mr. Seaver presented representations from sundry inhabitants of the towns of Roxbury and Brookline, in the county of Norfolk, and state of Massachusetts, in relation to the manner of appointing electors for President and Vice-President of the United States, lately adopted by the Senate and House of Representatives of that state,

The said representations were received, and ordered to lie on the table.

Resolved, That the said bill do pass, and that the title be " An Act making appropriations to complete the fortifications commenced for the security of the sea-port towns and harbors of the United States; and to defray the expense of deepening and extending to the river Mississippi, the canal of Carondelet."

The bill sent from the Senate, intituled "An act to provide for arming, manning and fitting out for immediate service, all the public ships of war, vessels and gun-boats of the United States," together with the amendments agreed to yesterday, was read the third time.

It was resolved in the affirmative, } Yeas 102.  
 } Nays 23.

**Those who voted in the affirmative, are**

**William Butler,  
Joseph Calhoun,  
Matthew Clay,  
John Clopton,  
Orchard Cook,  
Richard Cutts,  
Samuel W. Dana,  
John Davenport, junior,  
John Dawson,  
Josiah Deane,  
Joseph Deane,**



Daniel M. Durell,  
 James Elliot,  
 William Ely,  
 John W. Eppes,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Francis Gardner,  
 Thomas Gholson, junior,  
 Charles Goldsborough,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Harris,  
 William Helms,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Ilsey,  
 John G. Jackson,  
 Richard Jackson,  
 Robert Jenkins,  
 Richard M. Johnson,  
 Walter Jones,  
 James Kelly,  
 Thomas Kenan,  
 William Kirkpatrick,  
 John Lambert,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 John Love,  
 Matthew Lyon,  
 Robert Marion,  
 Josiah Masters,  
 William McCreery,  
 William Milnor,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 John Morrow,  
 Jonathan O. Mosely,

Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 Timothy Pitkin, junior,  
 John Porter,  
 John Pugh,  
 Josiah Quincy,  
 John Rhea, (*Tennessee*),  
 Jacob Richards,  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 James Sloan,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 Henry Southard,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges.  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Taylor,  
 John Thompson,  
 James I. Van Allen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 Isaac Wilbour,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

Those who voted in the negative, are

Adam Boyd,  
 Robert Brown,  
 Epaphroditus Champion,  
 Martin Chittenden,

John Culpeper,  
 James M. Garnett,  
 Edwin Gray,  
 John Heister,

William Hoge,  
James Holland,  
Nathaniel Macon,  
Daniel Montgomery, junior,  
Jeremiah Morrow,  
John Randolph,  
John Rea, (*Pennsylvania*)  
Lemuel Sawyer,

Samuel Smith,  
Richard Stanford,  
Abram Trigg,  
Jabez Upham,  
Jesse Wharton,  
Robert Whitehill, and  
David R. Williams.

Resolved, That the title be "An act authorizing the employment of an additional naval force."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence in the amendments thereto.

A message from the Senate by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have agreed to the amendments of this House to the bill sent from the Senate, intituled, "An act to provide for arming, manning and fitting out for immediate service, all the public ships of war, vessels and gun boats of the United States:" And then he withdrew.

An engrossed bill providing an additional military force, was read the third time: Whereupon,

A motion was made by Mr. Tallmadge, and seconded, that the farther consideration of the said bill be postponed *indefinitely*,

And debate arising thereon,

An adjournment was called for; on which

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

SATURDAY, January 28, 1809.

The Speaker laid before the House, a letter from the Secretary of the Treasury, accompanied with a report and statement prepared in obedience to the provisions of "An act to regulate and fix the com-

pensation of clerks, and to authorize the laying out certain public roads; and for other purposes;" which were read, and ordered to lie on the table.

On motion of Mr. Blackledge,

Ordered, That the petition of Robert Elwell, of the district of Maine, presented to this House on the nineteenth of February, one thousand eight hundred and eight, and a report of the Secretary of the Navy thereon, made the fifth of April, in the same year, be referred to the Committee of Claims.

Mr. Holmes presented a petition of Eunice Hunt, widow of Thomas Hunt, deceased, late colonel commandant of the first regiment in the army of the United States, praying relief for herself and a numerous family, in consideration of military services rendered by the deceased, in his life time, and of the present distressed situation of the petitioner.

Mr. Seaver presented representations from sundry inhabitants of Needham and Dorchester, in the county of Norfolk, and state of Massachusetts, whose names are thereunto subscribed, in relation to the appointment of electors for President and Vice-President of the United States, lately adopted by the senate and house of representatives of that state.

Mr. Cutts presented a similar representation from sundry inhabitants of Kittery, in the county of York, and state of Massachusetts aforesaid.

The said petition and representations were received, and ordered to lie on the table.

Mr. Poindexter presented a petition of Richard Davidson, of the Mississippi territory, praying the liquidation and settlement of a claim for medicine furnished to, and attendance on the officers and crew of gun boat number eleven, in the service of the United States, and stationed near fort Adams, in the said territory, some time in the year one thousand eight hundred and seven.

The said petition was read, and ordered to be referred to the Committee of Claims.

Mr. Say presented a memorial of Edward Mott and company, of the city of Philadelphia, merchants, praying, for the reasons therein set forth, that the duties imposed by law on the importation of white and red lead, litherage, ochres and all colours in their natural or calcined state, or any other colours or materials for painters, paper-stainers, or other uses, may be equalized or modified in such manner, as to promote researches for obtaining and preparing the said articles within the United States.

The said memorial was read, and ordered to be referred to the Committee of Commerce and Manufactures.

The bill sent from the Senate, intituled "An act for the relief of certain Alabama Indians," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to the Committee on the Public Lands, to consider and report thereon to the House.

The bill sent from the Senate, intituled "An act supplementary to the act, entitled "An act to amend the act entitled "An act establishing circuit courts, and abridging the jurisdiction of the district courts of the districts of Kentucky, Tennessee and Ohio," was read the first time.

On motion,

The said bill was read the second time :

Whereupon,

A motion being made, and the question put, that the bill be *now* read the third time,

It was resolved in the affirmative.

The said bill was accordingly read the third time ;

And on the question, that the same do pass,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On motion of Mr. Wharton, and seconded,  
Ordered, That the committee of the whole House, to whom was committed on the thirty-first ultimo, the bill supplementary to the act, entitled "An act to amend an act, entitled "An act establishing circuit courts, and abridging the jurisdiction of the district courts of the districts of Kentucky, Tennessee and Ohio," be discharged from the consideration of the same.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined the following inrolled bills, to wit:

"An act authorizing the employment of an additional naval force."

"An act to alter the time for the next meeting of Congress ;" and

"An act for the relief of Edward Beamont," and had found the same to be truly inrolled : Whereupon, Mr. Speaker signed the said inrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House resumed the consideration of an engrossed bill providing an additional military force, which was depending yesterday at the time of adjournment : Whereupon,

A motion was made by Mr. Tallmadge, and seconded, that the farther consideration of the said bill be postponed *indefinitely*.

And after farther debate thereon,

An adjournment was called for ; on which

The several orders of the day were farther postponed until Monday next.

And the House adjourned until Monday morning, eleven o'clock.

MONDAY, January 30, 1809.

Mr. Nelson, from the committee to whom was referred, on the eleventh of November last, so much of the message from the President of the United States

at the commencement of the present session of Congress, as relates to the military and naval establishments, to whom was committed, on the thirteenth instant, a bill sent from the Senate, intituled "An act supplementary to an act, entitled "An act more effectually to provide for the national defence, by establishing an uniform militia throughout the United States," reported, that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment : Whereupon,

Ordered, That the said bill be committed to a committee of the whole House, to-morrow.

On a motion made, and leave given by the House, Mr. Holmes, from the Committee of Claims, to whom were referred, on the nineteenth instant, a letter and report from the Secretary of War, with sundry accompanying documents, presented, according to order, a bill concerning invalid pensioners, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

On a motion made, and leave given by the House,

Mr. Newton, from the Committee of Commerce and Manufactures, presented, according to order, a bill to prohibit, in certain cases, the entry of foreign vessels into the ports and harbors of the United States, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Wednesday next.

The Speaker laid before the House, a letter from the Postmaster-General of the United States, accompanying his reports respecting unproductive routes, and public contracts, which were read, and ordered

to be referred to the Committee on Post-offices and Post-roads.

The Speaker presented to the House, representations from sundry inhabitants of several towns therein named, in the counties of Berkshire, Cumberland, Worcester and Plymouth, in the state of Massachusetts, relative to the manner of appointing electors for President and Vice-President of the United States, lately adopted by the Senate and House of Representatives of that state.

Mr. Seaver presented representations from sundry inhabitants of Medway, in the county of Norfolk, and state of Massachusetts, aforesaid, whose names are thereunto subscribed, of the same tenor, and to the like effect.

Mr. Bacon presented similar representations from sundry inhabitants of Adams, Lanesborough, and Savoy, in the county of Berkshire, and state aforesaid.

Mr. Barker presented similar representations from sundry inhabitants of Abington and Pembroke, in the county of Plymouth, in the said state; and

Mr. Ilsley also presented representations of the same tenor, and to the like effect, from sundry inhabitants of Gray and Poland, in the county of Cumberland, and state of Massachusetts, aforesaid,

The said representations were received, and ordered to lie on the table.

Mr. Verplanck presented a memorial of sundry citizens of the county of Orange, in the state of New-York, whose names are thereunto subscribed, praying the establishment of new post-roads to pass through the towns or places therein enumerated, within the states of New-York and Connecticut.

The said memorial was read, and ordered to be referred to the Committee on Post-offices and Post-roads.

Mr. Say, one of the members for the state of Pennsylvania, presented to the House, a letter addressed to him from John Hills, of the city of Philadelphia,

accompanied with a map of the said city, and its vicinity, the acceptance of which, for the use of the library of Congress, is respectfully offered by the said Hills.

The said letter was read, and ordered to lie on the table.

On motion of Mr. Barker,

Ordered, That the petition of sundry inhabitants of Bridgewater, in the state of Massachusetts, presented on the eighth of February, one thousand eight hundred and eight, be referred to the Committee on Post-offices and Post-roads.

Mr. Newbold presented the petitions of William Erwin and Richard Long, of Burlington, in the state of New-Jersey, respectively praying that they may be allowed the balance of pay and other emoluments due for their services as privates in the continental army, during the revolutionary war with Great Britain; or that such other relief may be afforded in the premises, as to the wisdom and justice of Congress shall seem meet.

The said petitions were read, and ordered to be severally referred to the Committee of Claims.

Mr. Harris presented a petition of William M'Land, praying to be placed on the list of pensioners, in consideration of military services rendered, and wounds and other personal injuries received by the petitioner whilst a private in the present army of the United States under the command of generals Wayne and Wilkinson.

The said petition was read, and ordered to be referred to the Secretary of War, with instruction to examine the same, and report his opinion thereupon, to the House.

The House resumed the consideration of an engrossed bill providing an additional military force, which was depending on Saturday last, at the time of adjournment: Whereupon,



A motion was made by Mr. David R. Williams, and seconded, that the said bill do lie on the table.

And the question being taken thereupon,

It was resolved in the affirmative.

A message, in writing, was received from the President of the United States, by Mr. Coles, his Secretary, as followeth :

*"To the Senate and House of Representatives of the United States.*

"I transmit to Congress, a letter recently received from our minister at the court of St. James's, covering one to him from the British secretary of state, with his reply. These are communicated, as forming a sequel to the correspondence which accompanied my message to both Houses, of the seventeenth instant."

"TH: JEFFERSON."

*"January 30, 1809."*

The said message, and the papers transmitted therewith, were read, and ordered to lie on the table.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: I am directed to inform this House, that the Vice-President of the United States having obtained leave of absence, the Senate have proceeded to the choice of a President pro tempore, as the constitution provides, and the honorable John Milledge hath been duly elected: The Senate have passed a bill, intituled "An act to extend the time for making payment for the public lands of the United States," to which they desire the concurrence of this House: And then he withdrew.

The House, according to the order of the day, resolved itself into a committee of the whole House, on a resolution proposed by Mr. Nicholas, on the twenty-fourth instant, relative to a repeal of the several embargo laws, and to the resuming, maintaining, and

defending the navigation of the high seas; against any nation or nations having in force edicts, orders or decrees violating the lawful commerce and neutral rights of the United States; to which committee of the whole House was also referred on the twenty-seventh of the present month, a resolution moved by Mr. Bacon, for arming the merchant vessels of the United States, and authorizing the officers and crews of the said vessels to repel, by force, any attempt to search, restrain or seize the same by any French or British armed vessel; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Macon reported, that the committee had, according to order, had the said proposed resolutions under consideration, and made some progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House, on the said proposed resolutions.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee did, this day, present to the President of the United States, for his approbation, the following inrolled bills, to wit "An act authorizing the employment of an additional naval force;" "An act to alter the time for the next meeting of Congress;" and "An act for the relief of Edward Beamount."

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

## TUESDAY, January 31, 1809.

Mr. Mumford presented memorials and remonstrances of the citizens of the first, second and fifth wards of the city of New York, at meetings held by the said citizens, signed by their chairmen, and attested by their secretaries, respectively stating certain hardships and inconveniences to which the me-

morialists and other inhabitants of the said city and state have been, and are now subjected, in consequence of the operation of a late act of Congress, more effectually to enforce the several embargo laws of the United States ; and praying, for the reasons therein set forth, an immediate repeal of the said act.

The said memorials and remonstrances were read, and ordered to be severally referred to the committee of the whole House on the resolutions proposed by Mr. Nicholas and Mr. Bacon, on the twenty-fourth and twenty-seventh instant.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined an inrolled bill, intituled " An act supplementary to the act, entitled " An act to amend an act, entitled " An act establishing circuit courts, and abridging the jurisdiction of the district courts of the districts of Kentucky, Tennessee and Ohio," and had found the same to be truly inrolled : Whereupon,

Mr. Speaker signed the said inrolled bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Cook presented to the House, a representation of sundry inhabitants of Prospect, in the county of Hancock, and state of Massachusetts, in relation to the manner lately adopted by the Senate and House of Representatives of that state, of appointing electors for President and Vice-President of the United States.

The said representation was received, and ordered to lie on the table.

On motion of Mr. Poindexter, and seconded,

The House proceeded to consider two resolutions proposed by him, which were read, and ordered to lie on the table on the twenty-sixth instant ; and the same being again read, in the words following, to wit :

Resolved, That the Committee on the Public Lands be instructed to inquire into the expediency of

establishing a land office for the sale of the lands of the United States east of the Red river, and west of the Mississippi, in the territory of Orleans; and that they have leave to report thereon, by bill or otherwise.

Resolved, That the Committee on the Public Lands be instructed to inquire into the expediency of granting the right of pre-emption, in certain cases, to actual settlers in the territory of Orleans; and that they have leave to report thereon, by bill or otherwise.

A division of the question thereon was called for by Mr. Bussett, and seconded: Whereupon,

The question being taken, that the House do agree to the first resolution, as originally proposed;

It was resolved in the affirmative.

The second resolution, in the words herein before recited, was, on the question put thereupon, agreed to by the House.

Mr. Cutts presented a petition of William Frost, of York, in the state of Massachusetts, praying that he may be allowed the commutation of five years full pay, and other emoluments due for his services as an officer in the continental army, during the revolutionary war with Great Britain.

The said petition was read, and ordered to be referred to the committee of the whole House, to whom was committed, on the twenty eighth ultimo, a bill making provision for the discharge of certain unsatisfied claims against the United States.

Mr. Speaker presented to the House, representations from sundry inhabitants of Lexington, in the county of Middlesex, and state of Massachusetts, whose names are thereunto respectively subscribed, of the same tenor, and to the like effect with a representation presented this day, by Mr. Cook, from sundry inhabitants of Prospect, in the county of Hancock, and state of Massachusetts aforesaid.

Mr. Green presented similar representations of sundry inhabitants of Eastham and Falmouth, in the county of Barnstable, and of New Bedford, in the county of Bristol, and state aforesaid ; and

Mr. Cutts also presented a representation from sundry inhabitants of Bloomfield, and county of Oxford, in the state of Massachusetts, to the like effect.

The said representations were received, and ordered to lie on the table.

On a motion made by Mr. Bacon, and seconded, that the House do agree to a resolution and order, which he read in his place, and afterwards delivered in at the Clerk's table, where the same were again read, in the words following, to wit :

“ Resolved, That a committee on the part of this House, jointly with such as the honorable Senate may join, be appointed for the purpose of taking into consideration the several memorials from sundry of the citizens of the state of Massachusetts, remonstrating against the mode in which the appointment of electors for President and Vice-President has been proceeded to on the part of the legislature of said state, as irregular and unconstitutional ; and praying for the interference of the Senate and House of Representatives of the United States, for the purpose of preventing the establishment of so dangerous a precedent ; and that said committee do examine the matter of said memorials, and report their opinion thereupon, to both Houses.”

“ Ordered, That the Clerk of this House do carry to the Senate, the several memorials above mentioned, and desire their concurrence in the aforesaid resolution.”

Ordered, That the said proposed resolution and order do lie on the table.

Mr. Bassett, one of the members for the state of Virginia, presented to the House, certain papers in relation to a violation of the several laws laying an embargo upon all ships and vessels in the ports and

harbors of the United States, alleged to have been committed by the officers and crew of the schooner *Caroline*, of Norfolk, and owned by Daniel Sanford and John Hipkins, formerly trading under the co-partnership of Buller Cocke and Daniel Sanford, which were read, and ordered to lie on the table.

On motion of Mr. Bassett, and seconded,

Resolved, That the Committee on the Post-office and Post-roads be directed to inquire into the propriety of increasing the compensation of the post-master at the town of York, in the state of Virginia.

On motion of Mr. Blount, and seconded,

That the farther consideration of a bill sent from the Senate, intituled "An act making appropriations to complete the fortifications commenced for the security of the sea-port towns and harbors of the United States; and to defray the expense of deepening and extending to the river Mississippi, the canal of Ca-rondelet," be postponed *indefinitely*.

And the question being put thereon,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On motion of Mr. Bassett, and seconded,

That the farther consideration of the bill, intituled "An act authorizing the appointment and employment of an additional number of navy officers, seamen and marines," together with the amendments of the Senate thereto, be postponed *indefinitely*.

The question was taken thereupon,

And resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On motion of Mr. Nathan Wilson, and seconded,

Resolved, That the Committee on Post-offices and Post-roads, be instructed to inquire into the expediency of establishing a post-road from the court

house in the town of Salem, to the clerk's office in the town of Argyle, and from thence to the court house in the town of Kingsbury, in the county of Washington, and state of New York.

The bill sent from the Senate, intituled "An act to extend the time for making payment for the public lands of the United States," was read the first time.

**On motion,**

The said bill was read the second time, and ordered to be committed to the committee of the whole House, to whom was referred on the twenty-third of November last, a report of the Committee on the Public Lands, made the twenty-first of the same month, on a memorial of the house of representatives of the Mississippi territory.

A message from the Senate, by Mr. Otis, their secretary.

Mr. Speaker: The Senate have passed the bill, intituled "An act for dividing the Indiana territory into two separate governments," without amendment: And then he withdrew.

The House, according to the order of the day, again resolved itself into a committee of the whole House, on the resolutions proposed by Mr. Nicholas and Mr. Bacon, on the twenty-fourth and twenty-seventh instant; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Macon reported, that the committee had, according to order, again had the said proposed resolutions under consideration, and made a farther progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House, on the said proposed resolutions.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, February 1, 1809.

On motion of Mr. Say, and seconded,

Resolved, That the Speaker be directed to acknowledge the receipt of the directory or survey of ten miles round the center hydrant of the city of Philadelphia; and that, agreeably to the author's request, it be deposited in the library of Congress.

The Speaker presented to the House, representations from sundry inhabitants of Sudbury, in the county of Middlesex, and of Howard, in the county of Worcester, and state of Massachusetts, in relation to the manner lately adopted by the senate and house of representatives of that state of appointing electors for President and Vice-President of the United States.

The said representations were received, and ordered to lie on the table.

On motion of Mr. Burwell, and seconded, that the House do come to the following resolution:

Resolved, That the Clerk of this House be instructed to furnish the librarian of Congress with two complete sets of all documents laid before Congress at each session.

The said proposed resolution being read, was, on motion of Mr. Stanford, ordered to lie on the table.

Mr. Holmes, from the Committee of Claims, to whom was referred, on the fifteenth of December last, a letter and representation of Thomas Paine, presented to this House on the fourth of February, one thousand eight hundred and eight, made a report thereon, which was read, and, on motion of Mr. David R. Williams, ordered to lie on the table.

The House, according to the order of the day, again resolved itself into a committee of the whole House, on the resolutions proposed by Mr. Nicholas and Mr. Bacon, on the twenty fourth and twenty-seventh ultimo; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Macon re-



ported, that the committee had, according to order, again had the said proposed resolutions under consideration, and made a further progress therein, and directed him to ask leave of the House to sit again.

A motion was then made by Mr. Dawson, and seconded, that the question for the committee of the whole House to have leave to sit again on the said proposed resolutions, be postponed *indefinitely*.

And debate arising thereon,

An adjournment was called for: Whereupon,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, February 2, 1809.

A message was received from the President of the United States, by Mr. Coles, his secretary, notifying that the President did, on the thirtieth ultimo, approve and sign an act which originated in this House, intituled "An act to alter the time for the next meeting of Congress;" also, that the President did, on the first instant, approve and sign an act which originated in this House, intituled "An act for the relief Edward Beamont."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Bacon presented a petition of Amos Whittemore and William Whittemore, junior, praying an extension of the term for which a patent hath been granted to the petitioners for making, using and vending a machine to manufacture wool and cotton cards, for the reasons therein specified.

The said petition was read, and ordered to be referred to Mr. Jedediah K. Smith, Mr. Upham, Mr. Matthias Richards, Mr. Goodwyn and Mr. Holland, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

On motion of Mr. Jedediah K. Smith,

Ordered, That the petition of sundry inhabitants of the state of New-Hampshire, presented on the twenty-ninth of December, one thousand eight hundred and seven, be referred to the Committee on Post-offices and Post-roads.

A motion was made by Mr. Bacon, and seconded, that the House do now proceed to consider a resolution and order proposed by him on the thirty-first ultimo, for the appointment of a joint committee of the two Houses, to consider and report on the several representations from citizens of Massachusetts, in relation to the manner lately adopted by the senate and house of representatives of that state, of appointing electors for President and Vice-President of the United States; and for directing the Clerk of this House to desire the concurrence of the Senate in the same: Whereupon,

A motion was made by Mr. Randolph, and seconded, that the said proposed resolution and order do lie on the table.

And the question being put thereupon,

It was resolved in the affirmative.

On motion of Mr. Burwell, and seconded,

The House proceeded to consider a resolution proposed by him, and ordered to lie on the table, on the first instant; and the same being amended on the several motions of Mr. Macon and Mr. Marion, to read as followeth:

Resolved, That the Clerk of this House be instructed to furnish the librarian of Congress with two complete sets of the journals and all documents and reports laid before Congress at each session.

A motion was made by Mr. Durell, and seconded, farther to amend the said resolution, by adding to the end thereof, the words following: "and to transmit to the secretary of each of the states in the union, and of the territories thereof, one such set for the use of said states and territories, respectively."

And on the question, that the House do agree to the said proposed amendment,

It passed in the negative.

A motion was then made by Mr. Stanford, and seconded, that the said resolution, as amended, and herein before recited, be referred to a select committee, to consider and report thereon to the House,

And the question being put thereupon,

It was resolved in the affirmative.

Ordered, That Mr. Burwell, Mr. Stanford, and Mr. Ely, be appointed a committee pursuant to the said resolution.

A message from the Senate, by Mr. Otis, their secretary.

Mr. Speaker : The Senate have passed the bill, intituled "An act making appropriations to complete the fortifications commenced for the security of the seaport towns and harbors of the United States, and to defray the expense of deepening and extending to the river Mississippi, the canal of Carondelet," with an amendment, to which they desire the concurrence of this House : The Senate have also passed a bill, intituled "An act to provide for the incorporation of religious societies in the district of Columbia," to which they desire the concurrence of this House : I am directed to inform this House, that the President of the United States did, on the thirty-first ultimo; approve and sign an act which originated in the Senate, intituled "An act authorizing the employment of an additional naval force : " And then he withdrew.

The House resumed the consideration of the motion for an *indefinite* postponement of the question, that the committee of the whole House have leave to sit again on two resolutions proposed by Mr. Nicholas and Mr. Bacon, on the twenty-fourth and twenty-seventh ultimo, which was depending yesterday at the time of adjournment : Whereupon,

Mr. Speaker decided as the opinion of the chair, that the motion for an indefinite postponement of the

question granting leave to the committee of the whole House to sit again on the subject matter of the said proposed resolutions, was not in order.

The question then recurred on granting leave to the committee of the whole House to sit again on the said resolutions ; and the same being taken,

It was resolved in the affirmative.

The House, accordingly, resolved itself into the said committee of the whole House ; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Macon reported, that the committee had, according to order, again had the said proposed resolutions under consideration, and made a further progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House, on the said proposed resolutions.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

FRIDAY, February 3, 1809.

The Speaker laid before the House, a letter from the governor of the state of Pennsylvania, accompanied with such returns as have been transmitted to him, of the election of members to serve in this House from the said state, for the term of two years commencing the fourth of March next ; also, the copy of a proclamation issued by the said governor, relative thereto, which was read, and, together with the said returns and proclamation, ordered to lie on the table.

Ordered, That Mr. Nelson have leave to be absent from the service of this House for ten days ; and Mr. Goldsborough, until the seventeenth of the present month.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined an inrolled bill, intituled "An act for dividing the Indiana territory into two separate governments," and had found the same to be truly inrolled :

Whereupon,

Mr. Speaker signed the said inrolled bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Lewis presented a petition of Edwin C. Brown, legal representative in right of his wife, of James Craine, formerly of the county of Lancaster, in the state of Virginia, and now deceased, praying that the petitioner may receive the commutation of five years full pay, and other emoluments due for the services of the deceased, as a captain in the Virginia line of the continental army, during the revolutionary war with Great Britain.

The said petition was read, and ordered to be referred to the committee of the whole House, to whom was committed, on the twenty-eighth of December last, a bill making provision for the discharge of certain unsatisfied claims against the United States.

The Speaker presented to the House, representations from sundry inhabitants of Dracutt, in the county of Middlesex, and state of Massachusetts, in relation to the manner of appointing electors for President and Vice-President of the United States, lately adopted by the senate and house of representatives of that state.

Mr. Green presented a representation from sundry inhabitants of Falmouth, in the county of Barnstable, and state of Massachusetts aforesaid, whose names are thereunto subscribed, of the same tenor, and to the like effect.

The said representations were received, and ordered to lie on the table.

On motion of Mr. Holmes,

Ordered, That the Committee of Claims, to whom were referred, on the thirtieth ultimo, the petitions of

William Erwin and Richard Long, of Burli on, in the state of New Jersey, be discharged from the consideration thereof; and that the said petitions be severally referred to the Committee on the Public Lands.

On a motion made by Mr. Van Dyke, and seconded, that the House do come to the following resolution :

Resolved, That the Secretary of War be directed to inquire and report to this House, whether it be expedient to erect at or near Wilmington, at or near Newcastle, at or near Port Penn, in the county of Newcastle, and at or near Lewis, in the county of Sussex, in the state of Delaware, one or more batteries or fortifications for the protection of the said towns, and the country adjacent : and in case he be of opinion, that it is expedient to erect such batteries or fortifications, that he report whether any, and what additional appropriations be necessary for the purpose.

The House proceeded to consider the said proposed resolution at the Clerk's table ; and the same being twice read, was, on the question put thereupon, disagreed to by the House.

The Speaker laid before the House, a letter from the Secretary of War, accompanying his report on the petition of William M'Laland, referred to him by order of the House, on the thirtieth ultimo, which were read, and ordered to be referred to the Committee of Claims.

The Speaker presented to the House, a memorial of sundry citizens of the county of Harrison, in the Indiana territory, whose names are thereunto subscribed, praying, for the reasons therein set forth, that the ordinance of Congress for the government of the said territory, passed on the thirteenth of July, one thousand seven hundred and eighty seven, may be so revised and amended, as to vest in the people of that territory the power of electing their delegate in this

House, for the same term of time, in the same manner, and by the same persons who elect the members in the house of representatives for the Indiana territory.

The said petition was read, and ordered to be referred to the committee of the whole House, to whom was committed, on the twenty-sixth of December last, a bill extending the right of suffrage in the Indiana territory ; and for other purposes.

On motion of Mr. Randolph, and seconded,

Resolved, That a committee be appointed to inquire whether any advances of money have been made to the commander in chief of the army by the Department of War, contrary to law ; and if any, to what amount.

Ordered, That Mr. Randolph, Mr. Smilie, Mr. John Montgomery, Mr. Taylor, and Mr. Johnson, be appointed a committee, pursuant to the said resolution.

A message from the Senate by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have passed a bill, intitled " An act authorizing the sale and grant of a certain quantity of public land to the Chesapeake and Delaware canal company," to which they desire the concurrence of this House : The Senate have passed a resolution for the appointment of a committee on their part, jointly with such committee as may be appointed on the part of this House, to ascertain and report a mode of examining the votes for President and Vice-President, and of notifying the persons elected of their election, and for regulating the time, place and manner of administering the oath of office to the President," to which they desire the concurrence of this House : And then he withdrew.

A motion was made by Mr. David R. Williams, and seconded, that the House do now, according to the order of the day, again resolve itself into a committee of the whole House, on the resolutions pro-

posed by Mr. Nicholas and Mr. Bacon, on the twenty-fourth and twenty-seventh ultimo : Whereupon,

A motion was made by Mr. Troup, and seconded, that the farther consideration of the said proposed resolutions be postponed *indefinitely*.

And the question being taken thereupon,

It passed in the negative,      } Yeas 29.  
  } Nays 93.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Willis Alston, junior,  
David Bard,  
Burwell Bassett,  
William W. Bibb,  
Thomas Blount,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
John Clopton,  
John Dawson,  
Josiah Deane,  
Meshack Franklin,  
James Holland,  
John G. Jackson,  
William Kirkpatrick,

Nathaniel Macon,  
John Morrow,  
John Porter,  
Benjamin Say,  
Ebenezer Seaver,  
John Smilie,  
Richard Stanford,  
John Taylor,  
George M. Troup,  
Jesse Wharton,  
Robert Whitehill,  
David R. Williams,  
Alexander Wilson, and  
Richard Winn.

Those who voted in the negative, are

Lemuel J. Alston,  
Ezekiel Bacon,  
Joseph Barker,  
John Blake, junior,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
Epaphroditus Champion,  
Martin Chittenden,  
Orchard Cook,  
John Culpeper,

Richard Cutts,  
John Davenport, junior,  
Joseph Desha,  
Daniel M. Durell,  
William Ely,  
John W. Eppea,  
William Findley,  
James Fisk,  
Francis Gardner,  
James M. Garnett,  
Thomas Gholson, junior,  
Peterson Goodwyn,



Isaiah L. Green,  
 John Harris,  
 John Heister,  
 William Helms,  
 William Hoge,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 Richard Jackson,  
 Robert Jenkins,  
 Walter Jones,  
 James Kelly,  
 Thomas Kenan,  
 Philip B. Key,  
 John Lambert,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Edward Lloyd,  
 John Love,  
 Matthew Lyon,  
 Robert Marion,  
 Josiah Masters,  
 William McCreery,  
 William Milnor,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,

Timothy Pitkin, junior,  
 John Pugh,  
 Josiah Quincy,  
 John Randolph,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*),  
 Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 Lemuel Sawyer,  
 Samuel Shaw,  
 James Sloan,  
 Dennis Smelt,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Abram Trigg,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Rillian K. Van Rensselaer,  
 Isaac Wilbour, and  
 Nathan Wilson.

And on the question, that the House do agree to the motion made by Mr. David R. Williams,

It was resolved in the affirmative.

The House, accordingly, resolved itself into the said committee; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Macon reported, that the committee had, according to order, again had the said proposed resolutions under consideration, and made a farther progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House, on the said proposed resolutions.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

### SATURDAY, February 4, 1809.

The Speaker laid before the House, a letter from the Secretary of State, accompanied with his report, exhibiting a statement of the whole number of persons born in foreign countries, and legally admitted citizens of the United States by naturalization, who have been registered as American seamen, and returned as such to the Department of State, according to the lists transmitted by the collectors of the customs, in pursuance of the law relative "to the relief and protection of American seamen," transmitted in obedience to a resolution of this House, of the ninth ultimo, which were read, and ordered to lie on the table.

The Speaker laid before the House, a letter from the Secretary of War, accompanied with a supplementary report and sundry documents in relation to invalid pensioners, which were read, and ordered to be referred to the Committee of Claims.

On motion of Mr. Sawyer, and seconded,

Resolved, That the Committee of Commerce and Manufactures be instructed to inquire whether any, and if any, what additional compensation ought to be allowed to the collector of the port of Edenton.

The Speaker presented to the House, representations from sundry inhabitants of Lincoln, Waltham and Watertown, in the county of Middlesex, and state of Massachusetts, in relation to the manner lately adopted by the Senate and House of Representa-

tives of that state, of appointing the electors for President and Vice-President of the United States.

On a motion made, and leave given by the House,

Mr. Holmes, from the Committee of Claims, presented, according to order, a bill for the relief of John N. Stout, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Livermore presented memorials of sundry inhabitants of the county of Essex, in the state of Massachusetts, whose names are thereunto subscribed, respectively praying, for the reasons therein set forth, that the several laws of Congress laying and enforcing an embargo on all ships and vessels in the ports and harbors of the United States, may be repealed ; and that the system of just, equal and liberal policy which heretofore, in the opinion of the memorialists, was calculated to promote the honor, dignity and general welfare of the union, may be restored.

The said memorials were read, and ordered to be severally referred to the Committee of the whole House on the resolutions proposed by Mr. Nicholas and Mr. Bacon, on the twenty-fourth and twenty-seventh ultimo.

Mr. Barker presented a representation from sundry inhabitants of Rochester, in the county of Plymouth, and state of Massachusetts, whose names are thereunto subscribed, of the same tenor, and to the like effect with the representations presented this day by Mr. Speaker, from sundry inhabitants of the county of Middlesex, in the said state.

Mr. Ilsley presented similar representations from sundry inhabitants of Buckfield and Sumner, in the county of Oxford, and state of Massachusetts, aforesaid.

The said representations were received, and ordered to lie on the table.

The House proceeded to consider the resolution of the Senate, of the third instant, for the appointment of a committee on their part, jointly with such committee as may be appointed on the part of this House, to ascertain and report a mode of examining the votes for President and Vice President, and of notifying the persons who shall be elected, of their election; and to regulate the time, place and manner of administering the oath of office to the President: Whereupon,

Resolved, that this House doth agree to the said resolution; and that Mr. Nicholas, Mr. Brown, and Mr. Cutts, be appointed a committee on the part of this House, pursuant thereto.

Ordered, that the Clerk of this House do acquaint the Senate therewith.

The bill sent from the Senate, intituled "An act authorizing the sale and grant of a certain quantity of public land to the Chesapeake and Delaware canal company," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

The Speaker laid before the House, a report of the commissioners of the sinking fund, accompanied with sundry documents and statements, exhibiting the measures authorized by the board, subsequent to their report, dated the fifth of February, one thousand eight hundred and eight, wick were read, and ordered to lie on the table.

The bill sent from the Senate, intituled "An act to provide for the incorporation of religious societies in the district of Columbia," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Gardenier presented a petition of sundry inhabitants of the state of New York, whose names are thereunto subscribed, praying that the present post route from Sullivan to Cazenovia, may be discontinued ; and that a new post-road may be established, by law, from Vernon to Manlius, in the said state.

The said petition was read, and ordered to be referred to the Committee on Post-offices and Post-roads.

On motion of Mr. Gardenier,

Ordered, That the petitions of sundry inhabitants of Florence, Utica, Western and Steuben, in the state of New York, presented on the twenty-seventh of January, one thousand eight hundred and eight, be severally referred to the committee last mentioned.

The House, according to the order of the day, again resolved itself into a committee of the whole House, on the resolutions proposed by Mr. Nicholas and Mr. Bacon, on the twenty-fourth and twenty-seventh ultimo ; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Macon reported, that the committee had, according to order, again had the said proposed resolutions under consideration, and made a farther progress therein.

Resolved, That this House will, on Monday next, again resolve itself into a committee of the whole House, on the said proposed resolutions.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee did, on the third instant, present to the President of the United States, for his approbation, two inrolled bills, to wit : " An act supplementary to the act, entitled " An act to amend the act, entitled " An act establishing circuit courts, and abridging the jurisdiction of the district courts of the districts of Kentucky, Tennessee and Ohio ;" and " An act for dividing the Indiana territory into two separate governments."

On a motion made by Mr. Durell, and seconded, that the House do come to the following resolutions :

Resolved, That the United States will consider any capture and condemnation of merchant vessels of the United States, owned wholly by a citizen or citizens thereof, and engaged in lawful commerce, by an armed vessel sailing under a belligerent flag, and acting by or under authority of orders, decrees or edicts violating the lawful commerce or neutral rights of the United States, as a declaration of war on the part of that government to which said belligerent flag shall belong, and in whose courts such condemnation shall be had.

Resolved, That the President of the United States, on being satisfactorily informed of such capture and condemnation, as aforesaid, be requested, forthwith, to recall from such belligerent state, by or under whose authority such capture or condemnation shall be made, such resident minister or ministers of the United States, as may reside at the government thereof.

The said proposed resolutions were read, and ordered to lie on the table.

Mr. Cook presented representations from sundry inhabitants of the county of Hancock, in the state of Massachusetts, whose names are thereunto subscribed, of the same tenor and to the like effect with the representations presented this day, by Mr. Speaker, from sundry inhabitants of the county of Middlesex, and state aforesaid, which were received, and ordered to lie on the table.

The several orders of the day were farther postponed until Monday next.

And then the House adjourned until Monday morning, eleven o'clock.

MONDAY, February 6, 1809.

Mr. Burwell, from the committee, to whom was referred on the 2d instant, a resolution relative to certain sets of journals, documents and reports to be

deposited in the library of Congress, made a report thereon, which was read, and considered : Whereupon,

Resolved, That the Clerk of this House be directed to furnish the library of Congress with two complete sets of the journals, and of all printed reports and public documents laid before Congress, or either House, at each session,

On motion of Mr. Boyd, and seconded,

Resolved, That the Committee on Post-offices and Post-roads be instructed to inquire into the expediency of establishing a post-road from Hamburg, in Sussex county, through Stockholm, Pompton, Patterson and Acquackanonk, to the city of Jersey.

Mr. Mumford presented a petition of Edward Patten, of the city and state of New York, butcher, praying an additional compensation for services rendered in the capacity aforesaid, to a detachment of the continental army at Peekskill, in the said state, during the revolutionary war with Great Britain.

The said petition was received, and ordered to be referred to the committee of the whole House, to whom was committed on the twenty-eighth of December last, a bill making provision for the discharge of certain unsatisfied claims against the United States.

Mr. Gardner presented a petition of the inhabitants of Packersfield, in the state of New Hampshire, signed by order and in behalf of the said inhabitants by Samuel Griffin and Silas Marshal, selectmen, praying, for the reasons therein set forth, that the several acts laying an embargo on all ships and vessels in the ports and harbors of the United States, and more effectually to enforce the same, may be repealed, whenever, in the judgment of Congress, it may be expedient to adopt that measure.

Mr. Mumford presented a memorial of the citizens of the third and eighth wards of the city of New York, signed by their chairman, and attested by their Secretary, to the like effect.

The said petition and memorial were read, and ordered to be severally referred to the committee of the whole House, on the resolutions proposed by Mr. Nicholas and Mr. Bacon, the twenty-fourth and twenty-seventh ultimo.

On motion of Mr. Jeremiah Morrow, and seconded,

Resolved, That the Committee on the Public Lands be instructed to inquire into the expediency of making further provision for compensation to the board of commissioners, clerk and translator, for adjusting claims to land in the Louisiana territory; and that they report by bill, or otherwise.

Mr. Van Alen presented a petition of Eleazer Spencer, of the town of Hillsdale, in the county of Columbia, and state of New York, praying a reimbursement of the sum of seventeen pounds, New York currency, equal to forty-two dollars and fifty cents, with the interest accruing thereon, which was paid by the petitioner as security for Abner Spencer, an apprentice enlisted as a private in the continental army, during the revolutionary war with Great Britain.

The said petition was read, and ordered to be referred to the committee of the whole House, to whom was committed, on the twenty-eighth of December last, a bill making provision for the discharge of certain unsatisfied claims against the United States.

A message was received from the President of the United States, by Mr. Coles, his secretary, notifying, that the President did, on the third instant, approve and sign an act which originated in this House, intituled "An act for dividing the Indiana territory into two separate governments."

Ordered, That the Clerk of this House, do acquaint the Senate therewith.

The Speaker presented to the House, representations from sundry inhabitants of the counties of Middlesex in the state of Massachusetts, and Worcester,



whose names are thereunto subscribed, in relation to the manner lately adopted by the Senate and House of Representatives of that state, of appointing electors for President and Vice-President of the United States.

Mr. Cutts presented representations from sundry inhabitants of the counties of Hancock, Oxford, and York, in the said state of Massachusetts, whose names are thereunto subscribed, of the same tenor, and to the like effect.

Mr. Bacon presented a similar representation from sundry inhabitants of the county of Berkshire, and state aforesaid.

The said representations were received, and ordered to lie on the table.

On motion of Mr. Howard,

Ordered, That the Committee on the Public Lands, to whom were referred, on the twelfth ultimo, such parts of a petition of Francis Taylor and Judith Taylor, legal representatives of Henry Field, now deceased, as relate to a claim for the proportion of land stated to be due for military services rendered by the deceased, during the revolutionary war with Great Britain, be discharged from the consideration of the same.

On motion of Mr. Jeremiah Morrow,

Ordered, That the petition of Whitmore Knaggs, inspector for the Indian department at Detroit, in the Michigan territory, presented on the twenty-ninth of December, one thousand eight hundred and seven, be referred to the Committee on the Public Lands.

On motion of Mr. Bacon, and seconded,

Resolved, That the Clerk of this House do carry to the Senate the several memorials from sundry citizens of the state of Massachusetts, remonstrating against the mode in which the appointment of electors for President and Vice-President has been proceeded to on the part of the Senate and House of Representatives of said state, as irregular and uncon-

stitutional ; and praying the interference of the Senate and House of Representatives of the United States, for the purpose of preventing the establishment of so dangerous a precedent.

Mr. Barker presented a memorial of Henry Warren, collector for the port of Plymouth, in the state of Massachusetts, praying that the accounting officers of the Treasury Department may be authorized to pass to the credit of the accounts of the memorialist, the allowances of bounty paid by the memorialist to vessels employed in the cod fishery of the United States, which were authorized to be received by the owners and crews of the said vessels, on the thirty-first of December, one thousand eight hundred and seven.

The said memorial was read, and ordered to be referred to the Committee of Commerce and Manufactures.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : I am directed to inform this House, that the President of the United States did, on the fourth instant, approve and sign an act, which originated in the Senate, intituled " An act supplementary to the act, entitled " An act to amend the act, entitled " An act establishing circuit courts, and abridging the jurisdiction of the district courts of the districts of Kentucky, Tennessee and Ohio : " The Senate recede from their amendment, disagreed to by this House, to the bill, intituled " An act making appropriations to complete the fortifications commenced for the security of the sea port towns and harbors of the United States ; and to defray the expense of deepening and extending to the river Mississippi, the canal of Carondelet : " And then he withdrew.

The House, according to the order of the day, again resolved itself into a committee of the whole House, on the resolutions proposed by Mr. Nicholas, Mr. Bacon, and Mr. Durell, on the twenty-fourth

and twentieth-seventh ultimo, and the fourth instant; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Macon reported, that the committee had, according to order, again had the said proposed resolutions under consideration, and made a farther progress therein.

Resolved, That this House will, to morrow, again resolve itself into a committee of the whole House, on the said proposed resolutions.

Mr. Burwell presented to the House a memorial of Samuel Briscoe, and others, commissioners appointed by a law enacted at the last session of the general assembly of Maryland to receive subscriptions for stock in the Susquehanna bridge company, praying the aid and patronage of Congress to enable the said company to effect the object therein specified.

Mr. Burwell also presented to the House, an attested copy of a late law passed by the general assembly of Maryland, intituled "An act to incorporate a company for the purpose of building a bridge over the river Susquehanna."

The said memorial and act were received, and ordered to lie on the table.

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, eleven o'clock.

TUESDAY, February 7, 1809.

Mr. Macon presented a petition of sundry inhabitants of Washington county, in the Mississippi territory, whose names are thereunto subscribed, praying, for the reasons therein set forth, that a right of pre-emption may be granted to the petitioners and other actual settlers within the said territory; also, that a free navigation of the river Mobile may be secured so as to prevent the payment by citizens of the United States, or the territories thereof, of foreign duties on goods, wares and merchandise imported

into and exported from the said river, and passing by the port of Mobile.

The said petition was read : Whereupon,

Ordered, That so much thereof as relates to the right of pre-emption to lands within the said territory, be referred to the Committee on the Public Lands.

Ordered, That such other parts of the said petition as relate to a free navigation of the river Mobile, be referred to the Secretary of State, with instruction to examine the same, and report his opinion thereupon, to the House.

Mr. Poindexter presented a petition of sundry inhabitants on Tombigbee river, in the Mississippi territory, whose names are thereunto subscribed, praying, for the reasons therein specified, that the right of pre-emption granted to actual settlers on public lands situated on the west side of the Tombigbee river, may be extended to actual settlers on the east side of the same.

Mr. Poindexter also presented a petition of Samuel Mims, of Washington county, in the Mississippi territory, legal representative of William Clark, deceased, praying that a title in fee simple to two tracts of land on the east side of the Alabama river, in the said territory, may be confirmed to the petitioner by the government of the United States, for the reasons therein specified.

The said petitions were read, and ordered to be referred to the Committee on the Public Lands.

Mr. Southard presented a petition of the associates of the Jersey company, signed by their President, and attested by their Clerk, praying that the town of Jersey may be established as a port of entry, for the reasons therein set forth.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

Mr. Nicholas, from the committee appointed the fourth instant, on the part of this House, jointly with a committee appointed on the part of the Senate, to ascertain and report a mode of examining the votes for President and Vice-President, and of notifying the persons elected of their election ; and to regulate the time, place and manner of administering the oath of office to the President, made a report, in part, thereupon, which he delivered in at the clerk's table, where the same was twice read, and, on the question put thereupon, agreed to by the House, as followeth :

Resolved, That the two Houses shall assemble in the chamber of the House of Representatives, on Wednesday next, at twelve o'clock : That two persons be appointed tellers, on the part of this House, to make a list of the votes, as they shall be declared : That the result shall be delivered to the President of the Senate, who shall announce the state of the vote, and the persons elected, to the two Houses assembled, as aforesaid ; which shall be deemed a declaration of the persons elected President and Vice-President ; and, together with a list of votes, be entered on the journals of the two Houses.

Ordered, That Mr. Nicholas and Mr. Van Dyke, be appointed tellers on the part of this House, pursuant to the foregoing resolution ; and that the Clerk of this House do acquaint the Senate therewith.

Mr. Durell presented a petition of Thomas Simpson, of New Hampton, in the state of New Hampshire, praying that he may receive the arrearages of pension granted him by law, in consideration of military services rendered, and personal injuries sustained, whilst an officer in the continental army, during the revolutionary war with Great Britain.

Ordered, That the said petition be referred to the Secretary of War, with instruction to examine the same, and report his opinion thereupon, to the House.

On motion of Mr. Burwell,

Ordered, That a petition of the commissioners of the Susquehanna bridge company, together with the attested copy of a late act passed by the general assembly of Maryland, presented on the sixth instant, be referred to Mr. Say, Mr. Marion, Mr. Dana, Mr. Howard, and Mr. Jedediah K. Smith, a committee appointed the twenty-sixth ultimo, and to whom were referred the memorials of the President and managers of the Susquehanna and Tioga turnpike road company, and of the President, managers and company of the Philadelphia, Brandywine and New London turnpike roads.

Mr. Deane presented representations from sundry inhabitants of the county of Bristol, in the state of Massachusetts, whose names are thereunto subscribed, in relation to the manner of appointing electors for President and Vice-President of the United States, lately adopted by the Senate and House of Representatives of that state.

The Speaker presented similar representations from sundry inhabitants of the county of Berkshire, in the state of Massachusetts, aforesaid.

Ordered, That the Clerk of this House do carry the said representations to the Senate, in pursuance of a resolution agreed to on the sixth instant.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have agreed to the report, in part, of the joint committee of the two Houses appointed "to ascertain and report a mode of examining the votes for President and Vice-President of the United States, and of notifying the persons elected of their election ; and to regulate the time, place and manner of administering the oath of office to the President ;" and have appointed Mr. Smith (of Maryland) a teller of the votes, on their part : And then he withdrew.

The House, according to the order of the day, again resolved itself into a committee of the whole House, on the resolutions proposed by Mr. Nicholas, Mr. Bacon, and Mr. Durell, on the twenty-fourth and twenty-seventh ultimo, and the fourth instant; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Macon reported, that the committee had, according to order, again had the said proposed resolutions under consideration, and made a farther progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House, on the said proposed resolutions.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

WEDNESDAY, February 8, 1809.

On motion of Mr. Holmes,

Ordered, That the Committee of Claims, to whom were referred on the fourth instant, a letter from the Secretary of War, accompanied with a supplementary report and sundry documents in relation to invalid pensioners, be discharged from the consideration thereof; and that the said letter, report and documents, be referred to the committee of the whole House, to whom was committed, on the thirtieth ultimo, a bill concerning invalid pensioners.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined an inrolled bill, intituled "An act making appropriations to complete the fortifications commenced for the security of the sea-port towns and harbors of the United States; and to defray the expense of deepening and extending to the river Mississippi, the canal of Carondelet," and had found the same to be truly inrolled: Whereupon,

Mr. Speaker signed the said inrolled bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Deane presented a representation from sundry inhabitants of the county of Bristol, in the state of Massachusetts, whose names are thereunto subscribed, in relation to the manner of appointing electors for President and Vice-President of the United States, lately adopted by the Senate and House of Representatives of that state.

Mr. Barker presented a similar representation from sundry inhabitants of the county of Plymouth, in the state of Massachusetts, aforesaid.

Ordered, That the Clerk of this House do carry the said representations to the Senate, pursuant to a resolution of this House of the sixth instant.

Mr. John G. Jackson presented a petition of sundry citizens of Brooke county, in the state of Virginia, whose names are thereunto subscribed, praying that the road commenced and laid out from the river Potomac to the Ohio river, may pass through the town of Washington, and thence to Charlestown, on the river Ohio, for the reasons therein specified.

The said petition was read, and ordered to be referred to the committee appointed the fourteenth of December last, on a written message from the President of the United States, transmitting a supplementary report of the commissioners appointed under the act of Congress of the twenty-ninth of March, one thousand eight hundred and six, concerning a road from Cumberland to Ohio.

On motion of Mr. Nicholas, that the House do agree to the following order :

Ordered, That when the members of the Senate appear this day in the Representatives' chamber, the President of the Senate shall be introduced to the chair by the Speaker.

The question was taken thereupon,

And resolved in the affirmative.



On motion of Mr. Randolph,

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On motion of Mr. Nicholas, and seconded,

Ordered, That a message be sent to the Senate, to inform them, that this House is now ready to attend them in opening the certificates, and counting the votes of the electors of the several states, in the choice of a President and Vice-President of the United States, in pursuance of the resolutions of the two Houses of Congress, of the seventh instant ; and that the Clerk of this House do go with the said message.

The Clerk, accordingly, went with the said message ; and being returned,

The Senate attended, and took seats in the House ; when both Houses of Congress being assembled,

Mr. Nicholas and Mr. Van Dyke, the tellers on the part of this House, together with Mr. Smith (of Maryland) the teller on the part of the Senate, took seats at the Clerk's table.

The President of the Senate, in the presence of both Houses of Congress, proceeded to open the certificates of the electors of the several states, beginning with the state of New Hampshire ; and as the votes were read, the tellers on the part of each House counted and took lists of the same ; which being compared, were delivered to the President of the Senate, and are as follow :

# OF REPRESENTATIVES.

375

For President of the U. States.				For Vice-President of the United States.				
	<i>James Madison, of Virginia.</i>	<i>George Clinton, of New York.</i>	<i>Charles Cotesworth Pinckney, S. C.</i>	<i>George Clinton, of New York.</i>	<i>James Madison, of Virginia.</i>	<i>James Monroe, of Virginia.</i>	<i>John Langdon, of New Hampshire.</i>	<i>Rufus King, of New York.</i>
N. Hampshire,	.	.	7	.	.	.	.	7
Massachusetts,	.	.	19	.	.	.	.	19
Rhode Island, .	.	.	4	.	.	.	.	4
Connecticut, .	.	.	9	.	.	.	.	9
Vermont, . .	6	.	.	.	.	.	.	.
New York,	13	6	.	13	3	3	6	.
New Jersey, .	8	.	.	8	.	.	.	.
Pennsylvania, .	20	.	.	20	.	.	.	.
Delaware, . .	.	.	3	.	.	.	.	3
Maryland, . .	9	.	3	9	.	.	.	3
Virginia, . . .	24	.	.	24	.	.	.	3
North Carolina,	11	.	3	11	.	.	.	3
South Carolina,	10	.	.	10	.	.	.	.
Georgia, . .	6	.	.	6	.	.	.	.
Tennessee, . .	3	.	.	3	.	.	.	.
Kentucky, . .	7	.	.	7	.	.	.	.
Ohio, . . . .	3	.	.	.	.	.	3	.
	122	6	47	113	3	3	9	47

## RECAPITULATION OF THE VOTES OF THE ELECTORS.

## FOR PRESIDENT OF THE UNITED STATES.

	<i>Voices.</i>
James Madison, . . . . .	122
Charles Cotesworth Pinkney, . .	47
George Clinton, . . . . .	6
	<hr/>
	175
	<hr/>

## FOR VICE-PRESIDENT OF THE UNITED STATES.

	<i>Voices.</i>
George Clinton, . . . . .	113
Rufus King, . . . . .	47
John Langdon, . . . . .	9
James Madison, . . . . .	3
James Monroe, . . . . .	3
	<hr/>
	175
	<hr/>

The President of the Senate, pursuant to the joint resolutions of the two Houses, of the seventh instant, then announced the state of the votes to both Houses of Congress, and declared, "That James Madison was duly elected President of the United States, for four years, to commence on the fourth of March next; and that George Clinton was duly elected Vice-President of the United States, for the like term of four years, to commence on the said fourth day of March next."

The two Houses then separated, and the Senate returned to their chamber.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, February 9, 1809.

The journal of the proceedings of this House, of the eighth instant, being read by the Clerk,

A motion was made by Mr. Macon, and seconded, to amend the same, by inserting a letter written by Matthew Walton, one of the electors of President and Vice-President of the United States for the state of Kentucky, to the other electors for the said state, relative to the cause of his inability to attend and give his vote at the time and place appointed by law for that purpose.

And on the question, that the said journal of the eighth instant, be so amended,

It passed in the negative.

A motion was then made by Mr. John G. Jackson, and seconded, that the said journal of the eighth instant be amended so as to insert after the entry made of the declaration by the President of the Senate, of the persons who have been elected President and Vice-President of the United States, the following clause, to wit:

Matthew Walton, one of the electors of the state of Kentucky, not having attended at the time and place appointed by law, as appears by his letter to the electors of the state of Kentucky, accompanying their return, his vote was not given or counted.

And the question being taken, that the journal be so amended,

It passed in the negative.

On a motion of Mr. Taylor, and seconded, that the committee of the whole House, to whom were referred, on the twenty-sixth and thirty-first of December last, a bill to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes, and a resolution proppsed by Mr. Rhea, (of Tennessee) on the same subject, be discharged from the consideration thereof.



## OF REPRESENTATIVES.

379

William Blackledge,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
John Clopton,  
Richard Cutts,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
Daniel M. Durell,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
John Heister,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
John G. Jackson,  
Richard M. Johnson,  
Walter Jones,  
Thomas Kenan,  
William Kirkpatrick,

John Lambert,  
John Love,  
Robert Marion,  
William M<sup>c</sup>Creery,  
Daniel Montgomery, junior,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Pugh,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*),  
Jacob Richards,  
Matthias Richards,  
Benjamin Say,  
Ebenezer Seaver,  
Samuel Shaw,  
Dennis Smelt,  
John Smilie,  
John Smith,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbour, and  
Alexander Wilson.

Those who voted in the negative, are

Ezekiel Bacon,  
Burwell Bassett,  
John Blake, junior,  
Epaphroditus Champion,  
Martin Chittenden,  
Orchard Cook,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
James Elliot,  
William Ely,  
Barent Gardenier,  
Francis Gardner,

James M. Garnett,  
Edwin Gray,  
John Harris,  
William Hoge,  
Daniel Hsley,  
Richard Jackson,  
Robert Jenkins,  
James Kelly,  
Joseph Lewis, junior,  
Edward St. Lo<sup>e</sup> Livermore,  
Edward Lloyd,  
Matthew Lyon,  
Nathaniel Macon,

**Josiah Masters,  
William Milnor,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Timothy Pitkin, junior,  
Josiah Quincy,  
John Randolph,  
Samuel Riker,  
John Rowan,  
John Russell,  
James Sloan,  
Jedediah K. Smith,  
Samuel Smith,  
Richard Stanford,  
William Stedman.**

**Clement Storer,  
Lewis B. Sturges,  
Peter Swart,  
Samuel Taggart,  
Benjamin Tallmadge.  
John Taylor,  
John Thompson,  
Abram Trigg,  
Jabez Upham,  
James I. Van Alen,  
Philip Van Cortlandt,  
Archibald Van Horn,  
Killian K. Van Rensselaer, and  
David R. Williams.**

A motion was then made by Mr. Willis Alston, and seconded, that the said proposed resolutions be referred to the committee appointed the eleventh of November last, on so much of the message from the President of the United States at the commencement of the present session of Congress, as respects our relations with foreign powers.

**And debate arising thereon.**

A motion was made and seconded, that the House do now adjourn.

And the question being put thereupon,

**It passed in the negative.**

And on the question, that the House do agree to the motion of Mr. Willis Alston, as herein before recited.

**It was resolved in the affirmative,** { Yeas 55.  
  { Nays 36.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

**Lemuel J. Alston,  
Willie Alston, junior,  
David Ward,  
William Brackledge,**

**Thomas Blount,  
Adam Boyd,  
William Butler,  
Joseph Calhoun,**

Matthew Clay,  
 Richard Cutts,  
 John Dawson,  
 Josiah Deane,  
 Joseph Deane,  
 John W. Eppes,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Thomas Gholson, jun.  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Heister,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 John G. Jackson,  
 Richard M. Johnson,  
 Walter Jones,  
 Thomas Kenan,  
 John Lambert,  
 John Love,  
 Robert Marion,  
 William M'Creery,

John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Pugh,  
 John Rea (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Matthias Richards,  
 Benjamin Say,  
 Samuel Shaw,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 James I. Van Alen,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Alexander Wilson, and  
 Richard Winn.

Those who voted in the negative, are

Ezekiel Bacon  
 Martin Chittenden,  
 John Davenport, junior,  
 William Ely,  
 Barent Gardenier,  
 Francis Gardner,  
 Edwin Gray,  
 John Harris,  
 William Hoge,  
 Daniel Hsley,  
 Richard Jackson,  
 Robert Jenkins,  
 Joseph Lewis, junior,  
 Matthew Lyon,  
 Josiah Masters,  
 William Milnor,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,

Timothy Pitkin, junior,  
 Josiah Quincy,  
 John Randolph,  
 Samuel Riker,  
 John Russell,  
 James Sloan,  
 Samuel Smith,  
 Richard Stanford,  
 William Stedman,  
 Lewis B. Sturges,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Taylor,  
 Abram Trigg,  
 Jabez Upham,  
 Philip Van Cortlandt,  
 Archibald Van Horn, and  
 David R. Williams.

The several orders of the day were farther postponed until to-morrow.



And the House adjourned until to-morrow morning, eleven o'clock.

FRIDAY, February 10, 1809.

On a motion made, and leave given by the House, Mr. Jeremiah Morrow, from the Committee on the Public Lands, presented, according to order, a bill for the disposal of certain tracts of land in the Mississippi territory, claimed under Spanish grants reported by the land commissioners as antedated; and for other purposes, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

The House, according to the order of the day, resolved itself into a committee of the whole House on the bill making appropriations for the support of government, during the year one thousand eight hundred and nine; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Pitkin reported, that the committee had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table, where the same were twice read, and on the question severally put thereupon, agreed to by the House.

On a motion made by Mr. David R. Williams, and seconded,

Ordered, That the said bill be re-committed to a committee of the whole House, immediately.

The House, accordingly, resolved itself into the said committee; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Pitkin reported, that the committee had, according to order, again had the said bill under consideration, and made several additional amendments thereto, which he de-

livered in at the Clerk's table, where the same were twice read, and, on the question severally put thereupon, agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time, to-morrow.

Mr. John G. Jackson, from the joint committee for inrolled bills, reported, that the committee did, on the ninth instant, present to the President of the United States, for his approbation, an inrolled bill, intituled "An act making appropriations to complete the fortifications commenced for the security of the sea-port towns and harbors of the United States; and to defray the expense of deepening and extending to the river Mississippi, the canal of Carondelet."

A message from the Senate, by Mr. Otis, their secretary.

Mr. Speaker : The Senate have passed the bill, intituled "An act to revive and continue, for a further time, the authority of the commissioners of Kaskaskia," without amendment: The Senate have passed a bill, intituled "An act to incorporate a company for opening the canal in the city of Washington," to which they desire the concurrence of this House: And then he withdrew.

The House, according to the order of the day, resolved itself into a committee of the whole House; on the bill concerning associations for the security of navigation; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Desha reported, that the committee had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table, where the same were severally twice read, and agreed to by the House.

Ordered, that the said bill, with the amendments, be engrossed, and read the third time to-morrow.

On a motion made, and leave given by the House, Mr. Newton, from the Committee of Commerce and Manufactures, presented, according to order, a bill au-

thorizing the accounting officers of the treasury department to give credit to certain collectors of the customs, for allowances paid by them to the owners and crews of fishing vessels, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House to-morrow.

On a motion made by Mr. Dana, and seconded, that the following be added as a new rule to the standing rules and orders of the House, to wit :

“ The Speaker may admit within the hall, such judicial officers of the United States, or either of them, as he may judge proper, and such gentlemen as have been members of either House of Congress.”

The said proposed rule was read, and ordered to lie on the table.

The several orders of the day were farther postponed until to-morrow,

And then the House adjourned until to-morrow morning, eleven o'clock.

SATURDAY, February 11, 1809.

Mr. Say presented a petition of James Selby, of the city of Philadelphia, in the state of Pennsylvania, praying a reimbursement of foreign duties of impost and tonnage which have been paid by the petitioner, in the case of the sloop Sea-Flower, of Bristol, in Rhode-Island, for the reasons therein specified.

Mr. Say also presented a memorial of Joseph Strong, of the said city of Philadelphia, praying that additional duties may be imposed on white lead, red lead, and litharge imported from foreign countries ; or such other encouragement afforded to the manufacture of the said articles within the United States, as to the wisdom of Congress shall seem meet.

The said petition and memorial were received, and ordered to be referred to the Committee of Commerce and Manufactures.

Mr. Green presented a petition of Asa Smith, and others, whose names are thereunto subscribed, of New Bedford, in the state of Massachusetts, in behalf of themselves and other owners of vessels and fishermen employed in the bank and cod-fisheries of the United States, praying that they may receive the full allowance of bounty granted to the owners and crews of the said vessels, prior to the thirty-first of December, one thousand eight hundred and seven.

The said petition was read, and ordered to be referred to the committee of the whole House, to whom was committed, on the tenth instant, a bill authorizing the accounting officers of the treasury department to give credit to certain collectors of the customs, for allowances paid by them to the owners and crews of fishing vessels.

On motion of Mr. Jeremiah Morrow,

Ordered, That the message from the President of the United States, of the nineteenth of February, one thousand eight hundred and eight, communicating an additional report of the proceedings of the commissioners appointed under "An act to regulate the laying out and making a road from Cumberland, in the state of Maryland, to the state of Ohio," be referred to the committee appointed the fourteenth of December last, on a message from the President of the United States, relative to the same object.

Mr. Jeremiah Morrow presented a petition of sundry persons attending as witnesses on the trial of Aaron Burr, in the circuit court of the United States, for the district of Virginia, in the year one thousand eight hundred and seven, whose names are thereunto subscribed, praying a remuneration of actual and unavoidable expenses incurred by the petitioners, in the capacity aforesaid.

The said petition was read, and ordered to be referred to the committee of the whole House, to whom was committed on the twenty-seventh of December last, a bill giving a farther compensation to the witnesses and venire who attended the trial of Aaron Burr before the circuit court of the United States for the district of Virginia.

The bill sent from the Senate, intituled "An act to incorporate a company for opening the canal in the city of Washington," was read the first time.

On motion,

The said bill was read the second time :

Whereupon,

A motion was made by Mr. Van Horn, and seconded, that the bill be read the third time, on Monday next.

And the question being put thereupon,

It passed in the negative.

On motion of Mr. Van Horn, and seconded,

Ordered, That the said bill be read the third time, this day.

A message was received from the President of the United States, notifying, that the President did, on the tenth instant, approve and sign an act, which originated in this House, intituled "An act making appropriations to complete the fortifications commenced for the security of the sea-port towns and harbors of the United States; and to defray the expense of opening and extending to the river Mississippi, the canal of Carondelet."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House proceeded to the consideration of an engrossed bill concerning associations for the security of navigation : Whereupon,

A motion was made by Mr. Eppes, and seconded, that the said bill be read the third time, on Monday next.

And the question being put thereupon,  
It was resolved in the affirmative.

An engrossed bill making appropriations for the support of government, during the year one thousand eight hundred and nine, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act making appropriations for the support of government, during the year one thousand eight hundred and nine."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The bill sent from the Senate, intituled "An act to incorporate a company for opening the canal in the city of Washington," was read the third time.

And on the question that the same do pass,  
It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Nicholas, from the committee appointed the eleventh of November last, on so much of the message from the President of the United States at the commencement of the present session of Congress, as respects our relations with foreign powers, presented, according to order, a bill to interdict commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Tuesday next.

On motion of Mr. David R. Williams,

The House proceeded to consider an additional rule to the standing rules and orders of the House, proposed yesterday by Mr. Dana, and ordered to lie

on the table; and the same being again read, was, on the question put thereupon, agreed to by the House, as followeth :

The Speaker may admit within the hall such judicial officers of the United States, or either of them, as he may judge proper, and such gentlemen as have been members of either House of Congress.

On motion of Mr. Love, and seconded,

Resolved, That the laws of the several states shall be regarded as the rules of proceeding on judgments and executions in the courts of the United States, except where the laws of the United States shall otherwise provide.

Ordered, That the said resolution be referred to Mr. Love, Mr. Livermore, Mr. Blackledge, Mr. Southard and Mr. Kelly. with leave to report thereon by bill or bills, or otherwise.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act to extend the time for making payment for the public lands of the United States;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Desha reported, that the committee had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table, where the same were severally twice read, and agreed to by the House.

Ordered, That the said amendments be engrossed, and, together with the bill, be read the third time, on Monday next.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have passed a bill, intituled "An act to authorize the making of a turnpike road from Mason's causeway to Alexandria," to which they desire the concurrence of this House: And then he withdrew.

The several orders of the day were farther postponed until Monday next.

And then the House adjourned until Monday morning, eleven o'clock.

**MONDAY, February 13, 1809.**

Ordered, That Mr. Pitkin have leave to be absent from the service of this House, from this day, for the remainder of the session.

Mr. Milnor presented memorials of sundry citizens of the city and county of Philadelphia, in the state of Pennsylvania, whose names are thereunto subscribed, respectively stating certain inconveniencies and grievances to which the memorialists and others have been, and are now subjected, in consequence of the provisions contained in the several acts of Congress laying and enforcing an embargo on all ships and vessels in the ports and harbors of the United States, and praying for the reasons therein specified, that the said laws may be repealed, whenever it may be advisable for the legislature of the union to adopt that measure.

Mr. Van Dyke presented memorials of sundry citizens of the state of Delaware, whose names are thereunto subscribed, to the like effect.

Mr. Mumford presented similar memorials from sundry citizens of the sixth and seventh wards of the city of New York.

The said memorials were read, and ordered to be severally referred to the committee of the whole House, to whom was committed, on the eleventh instant, a bill to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes.

Mr. Livermore presented a petition of Nathaniel Ludd, of Haverhill, in the county of Essex, and state of Massachusetts, praying that he may be placed on the list of pensioners, in consideration of services ren-



dered, and personal injuries received in an engagement with the enemy at Stillwater, whilst a private in colonel Samuel Johnson's regiment of the Massachusetts militia in the actual service of the United States, during the revolutionary war with Great Britain.

Mr. Livermore also presented a petition of Joseph Noyes, of Newbury, in the county and state aforesaid, a lieutenant in captain Samuel Carr's company, in the ninth Massachusetts regiment of the continental army, to the like effect.

The said petitions were read, and ordered to be severally referred to the Secretary of War, with instruction to examine the same, and report his opinion thereupon, to the House.

Mr. Livermore presented a memorial of Israel Thorndike, of Beverly, in the state of Massachusetts, praying to be allowed the drawback of duties on certain goods, wares and merchandise laded on board the ship Hope by the memorialist at the port of Salem and Beverly, and bound to the city of New Orleans, some time in the month of May last, which vessel was compelled by unavoidable circumstances therein enumerated, to put into Havanna, in the island of Cuba, contrary to the intention of the memorialist, and of the master and crew of the ship, aforesaid.

The said memorial was read, and ordered to be referred to the Committee of Commerce and Manufactures.

The bill sent from the Senate, intituled "An act to authorize the making of a turnpike road from Mason's Causeway to Alexandria," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to the Committee for the District of Columbia, to consider and report thereon, to the House.

Mr. Milnor presented a petition of sundry freeholders and proprietors of land in that part of the

county of Alexandria, in the territory of Columbia, which is situate between the towns of Alexandria and Georgetown, whose names are thereunto subscribed, stating that they have been informed, an application to Congress has been lately made for opening a new road through the lands of the petitioners, between the town of Alexandria and Georgetown ferry ; and praying, for the reasons therein set forth, that the prayer of any petition or petitions for that object, may not be granted.

The said petition was read, and ordered to be referred to the Committee for the District of Columbia.

On a motion made by Mr. Masters, and seconded, that the House do now adjourn.

The question was taken thereupon,

And passed in the negative,  $\left\{ \begin{array}{l} \text{Yeas 24.} \\ \text{Nays 54.} \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Joseph Barker,  
John Boyle,  
Epaphroditus Champion,  
William Ely,  
Francis Gardner,  
James M. Garnett,  
William Helms,  
Robert Jenkins,  
William Kirkpatrick,  
Edward St. Loe Livermore,  
Josiah Masters,  
William Milnor,

Jonathan O. Mosely,  
Gurdon S. Mumford,  
Timothy Pitkin, jun.,  
Josiah Quincy,  
Lemuel Sawyer,  
William Stedman,  
Lewis B. Sturges,  
Benjamin Tallmadge,  
Abram Trigg,  
Archibald Van Horn,  
Robert Whitehill, and  
David R. Williams.

Those who voted in the negative, are

David Bard,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,

Thomas Blount,  
Adam Boyd,  
Robert Brown,  
Joseph Calhoun.

Matthew Clay,  
 John Clopton,  
 John Culpeper,  
 Richard Cutts,  
 Samuel W. Dana,  
 John Davenport, junior,  
 Daniel M. Durell,  
 John W. Eppea,  
 William Findley,  
 Barent Gardenier,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Heister,  
 Reuben Humphreys,  
 Daniel Isley,  
 James Kelly,  
 John Lambert,  
 Nathaniel Macon,  
 Robert Marion,  
 William McCreery,  
 Daniel Montgomery, junior,  
 Thomas Newton,

John Pugh,  
 John Rea, (*Pennsylvania*),  
 John Rhea, (*Tennessee*)  
 Matthias Richards,  
 Samuel Riker,  
 Benjamin Say,  
 James Sloan,  
 John Smilie,  
 Jedediah K. Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 Clement Stores,  
 John Taylor,  
 John Thompson,  
 George M. Troup,  
 James I. Van Allen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Isaac Wilbour, and  
 Nathan Wilson.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill for the disposal of certain tracts of land in the Mississippi territory, claimed under Spanish grants, reported by the land commissioners as antedated, and for other purposes; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Masters reported, that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

Ordered, That the said bill be engrossed, and read the third time to-morrow.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill for the relief of Daniel Cotton; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Masters reported, that the committee had, according to order, had the said bill under consideration, and made no amendment thereto.

**Ordered, That the said bill be presently engrossed for a third reading.**

The bill being brought in engrossed, was, accordingly, read the third time.

And on the question, that the same do pass,

**It was resolved in the affirmative,**

}	<b>Yeas 58.</b>
}	<b>Nays 36.</b>

The yeas and nays being demanded by one fifth of the members present.

**Those who voted in the affirmative, are**

Lemuel J. Alston,  
Joseph Barker,  
John Boyle,  
Robert Brown,  
Epaphroditus Champion,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
William Findley,  
James Fisk,  
Barent Gardenier,  
Francis Gardner,  
Isaiah L. Green,  
William Helms,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Hsley,  
Robert Jenkins,  
Richard M. Johnson,  
Walter Jones,  
James Kelly,  
William Kirkpatrick,  
Joseph Lewis, junior,  
Edward St. Loe Livermore,  
Josiah Masters  
William McCreery,

William Milner,  
Nicholas R. Moore,  
Jeremiah Morrow,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Thomas Newton,  
Timothy Pitkin, junior,  
Samuel Riker,  
John Rowan,  
Lemuel Sawyer,  
James Sloan,  
John Smilie,  
Richard Stanford,  
Clement Storer,  
Lewis B. Sturges,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Thompson,  
George M. Troup,  
Jabez Upham,  
James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck,  
Jesse Wharton,  
Alexander Wilson, and  
Nathan Wilson.

**Those who voted in the negative, are**

**Willis Alston, junior,  
David Bard.**

**Burwell Bassett,  
W. Jam W. Bibb,**

William Blackledge,  
 Thomas Blount,  
 Adam Boyd,  
 William A. Burwell,  
 Joseph Calhoun,  
 Martin Chittenden,  
 Matthew Clay,  
 John Clopton,  
 Joseph Desha,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 John Heister,  
 William Hoge,  
 James Holland,  
 David Holmes,  
 Richard Jackson,

John Lambert,  
 Nathaniel Macom,  
 Robert Marion,  
 Daniel Montgomery, junior,  
 Thomas Newbold,  
 John Pugh,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Matthias Richards,  
 Benjamin Say,  
 Dennis Smelt,  
 Jedediah K. Smith,  
 Henry Southard,  
 John Taylor,  
 Robert Whitehill, and  
 Isaac Wilbour.

Resolved, That the title be "An act for the relief of Daniel Cotton."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The bill sent from the Senate, intituled "An act to extend the time for making paymen' for the public lands of the United States," together with the amendments agreed to on Saturday last, was read the third time: Whereupon,

Ordered, That the said bill, as amended, be re-committed to a committee of the whole House, to-morrow.

An engrossed bill concerning associations for the security of navigation, was read the third time:

Whereupon,

Ordered, That the said bill be re-committed to a committee of the whole House, to day.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill for imposing additional duties upon all goods, wares and merchandise, imported from any foreign port or place; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Masters reported, that the committee had, according to order, had the said bill under consideration, and in the course

of the discussion the committee found themselves without a quorum, and thereby dissolved.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill extending the right of suffrage in the Indiana territory; and for other purposes; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Desha reported, that the committee had, according to order, had the said bill under consideration, and made an amendment thereto, which he delivered in at the Clerk's table, where the same was twice read, and on the question put thereupon, agreed to by the House.

Ordered, that the said bill, with the amendment, be engrossed, and read the third time to-morrow.

On motion of Mr. Marion, and seconded,

Ordered, that the bill for imposing additional duties upon all goods, wares and merchandise imported from any foreign port or place, be committed to a committee of the whole House to-morrow.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

## TUESDAY, February 14, 1809.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined two inrolled bills, to wit: "An act to revive and continue in force for a further time, the authority of the commissioners of Kaskaskia;" and "An act to incorporate a company for opening the canal in the city of Washington;" and had found the same to be truly inrolled: Whereupon,

Mr. Speaker signed the said inrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On motion of Mr. Upham,

Ordered, That the petitions of sundry inhabitants of the states of Massachusetts and Connecticut, presented on the seventh of January, one thousand eight hundred and eight, be referred to the Committee on Post-offices and Post-roads.

Mr. Green presented a petition of Stephen Ryder, of Chatham, in the state of Massachusetts, praying that he may receive the allowance of bounty granted by law to the owners and crews of vessels employed in the fisheries of the United States, in the case of the schooner Friendship, of Chatham, in the district of Barnstable, and state aforesaid, for the reasons therein set forth.

The said petition was read, and ordered to be referred to the Secretary of the Treasury, with instruction to examine the same, and report his opinion thereupon, to the House.

An engrossed bill extending the right of suffrage in the Indiana territory ; and for other purposes, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act extending the right of suffrage in the Indiana territory ; and for other purposes."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

An engrossed bill for the disposal of certain tracts of land in the Mississippi territory, claimed under Spanish grants reported by the land commissioners as antedated ; and for other purposes, was read the third time : Whereupon,

A motion was made by Mr. Rowan, and seconded, that the farther consideration thereof be postponed *indefinitely*;

And the question being taken thereupon,

It passed in the negative.

A motion was then made by Mr. Ely, and seconded, that the said bill be recommitted to the consideration of a committee of the whole House ;

And the question being put thereupon,  
It passed in the negative.

A motion was made by Mr. Bibb, and seconded,  
that the fourth and fifth sections of the bill be recom-  
mitted to the Committee on the Public Lands, farther  
to consider the same, and report to the House ;

And the question being taken thereupon,  
It passed in the negative.

Resolved, That the said bill do pass, and that the  
title be " An act for the disposal of certain tracts of  
land, claimed under Spanish grants reported by the  
land commissioners as antedated ; and for other pur-  
poses."

Ordered, That the Clerk of this House do carry the  
said bill to the Senate, and desire their concurrence.

Mr. Love, from the committee appointed on the  
eleventh instant, presented, according to order, a bill  
to regulate process, in certain cases, in the courts of  
the United States, which was received, and read the  
first time.

On motion,

The said bill was read the second time, and order-  
ed to be committed to a committee of the whole  
House, to-morrow.

The House, according to the order of the day, re-  
solved itself into a committee of the whole House, on  
the bill for imposing additional duties upon all goods,  
wares and merchandise exported from any foreign  
port or place ; and after some time spent therein,  
Mr. Speaker resumed the chair, and Mr. Masters re-  
ported, that the committee had, according to order,  
had the said bill under consideration, and made some  
progress therein.

Resolved, That this House will, to-morrow, again  
resolve itself into a committee of the whole House,  
on the said bill.

The several orders of the day were farther post-  
poned until to-morrow.

And then the House adjourned until to-morrow  
morning, eleven o'clock.



WEDNESDAY, February 15, 1809.

The Speaker laid before the House, two letters from the Secretary of War, accompanying his reports on the petitions of Thomas Simpson, of the state of New Hampshire, and of Nathaniel Ladd and Joseph Noyes, of the state of Massachusetts, referred to him by orders of the House, on the seventh and thirteenth instant, which were severally read, and ordered to lie on the table.

Mr. Lewis, from the Committee for the District of Columbia, to whom was committed, on the thirteenth instant, a bill sent from the Senate, intituled "An act to authorize the making of a turnpike road from Mason's causeway to Alexandria," reported, that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment :

Whereupon,

A motion was made by Mr. Van Horn, and seconded, that the bill be *now* read the third time ;

And the question being taken thereupon,

It passed in the negative.

On motion of Mr. Lewis, and seconded,

Ordered, That the said bill be committed to a committee of the whole House, to-morrow.

On a motion made, and leave given by the House,

Mr. Willis Alston, from the Committee of Ways and Means, presented, according to order, a bill further to amend the several acts for the establishment and regulation of the treasury, war and navy departments ; and making appropriations for the support of the military establishment, and of the navy of the United States, for the year one thousand eight hundred and nine, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Friday next.

On motion of Mr. Say,

Ordered, That the memorial of John Harrison, of the city of Philadelphia, presented on the fourteenth of March last, be referred to the Committee of Commerce and Manufactures.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have passed the bill, intituled " An act making appropriations for the support of government, during the year one thousand eight hundred and nine," with an amendment, to which they desire the concurrence of this House : The Senate have passed a resolution for the appointment of a committee, on their part, jointly with such committee as may be appointed on the part of this House, to consider whether any, and if any, what measures ought to be adopted for the further accommodation of the President of the United States, for the term commencing the fourth day of March next, to report by bill, or otherwise, to which they desire the concurrence of this House : And then he withdrew.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill to interdict commercial intercourse between the United States and Great Britain and France, and their dependencies ; and for other purposes ; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bassett reported, that the committee had, according to order, had the said bill under consideration, and made some progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House, on the said bill.

The House proceeded to consider the amendment proposed by the Senate to the bill, intituled "An act making appropriations for the support of govern-

ment, during the year one thousand eight hundred and nine :” Whereupon,

A motion being made by Mr. Willis Alston, and the question put thereupon, that the said amendment of the Senate, together with the bill, be committed to a committee of the whole House, immediately,

It was resolved in the affirmative.

The House, accordingly, resolved itself into the said committee ; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Masters reported, that the committee had, according to order, had the said amendment of the Senate under consideration, and directed him to report to the House, their agreement to the same,

On the question, that the House do concur with the committee of the whole House, in their agreement to the said amendment,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o’clock.

THURSDAY, February 16, 1809.

Mr. Newton, from the Committee of Commerce and Manufactures, to whom were referred, on the seventeenth, twenty-first and twenty-fifth of November last, and the ninth instant, the petitions and memorial of Jacob Ritter, junior, James Creighton, James Thomson, Robert Peter Branu, and James Wilson, junior, made a report thereon, which he delivered in at the Clerk’s table, where the same was read, and considered : Whereupon,

Resolved, That the petitioners and memorialist have leave to withdraw their petitions and memorial.

Mr. Upham presented a petition of sundry inhabitants of the state of Massachusetts, whose names are thereunto subscribed, praying a discontinuance of two post-routes, and the establishment of new post roads, in lieu thereof, to pass through the towns or places within the said state, therein enumerated.

The said petition was read, and ordered to be referred to the Committee on Post-offices and Post-roads.

The House proceeded to consider the resolution of the Senate, of the fifteenth instant, for the appointment of a committee on their part, jointly with such committee as may be appointed on the part of this House, "to consider whether any, and if any, what measures ought to be adopted for the further accommodation of the President of the United States, for the term commencing the fourth day of March next, to report by bill, or otherwise:" Whereupon,

Resolved, That this House doth agree to the said resolution; and that Mr. Bissett, Mr. David R. Williams, Mr. Daniel Montgomery, junior, Mr. Sturges, and Mr. Van Alen, be appointed a committee on the part of this House, pursuant thereto.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Jedediah K. Smith presented two petitions from sundry inhabitants of the state of New Hampshire, whose names are thereunto subscribed, respectively praying the establishment of a new post-road from Concord, on Merrimac river, to Walpole, on Connecticut river, to pass through the towns or places therein specified.

The said petitions were read, and ordered to be severally referred to the Committee on Post-offices and Post-roads.

On a motion made, and leave given by the House, Mr. Jeremiah Morrow, from the committee appointed on the fourteenth of December last, presented, according to order, a bill in addition to the "act to

regulate the laying out and making a road from Cumberland, in the state of Maryland, to the state of Ohio," which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

The House, according to the order of the day, again resolved itself into a committee of the whole House, on the bill for imposing additional duties upon all goods, wares and merchandise imported from any foreign port or place; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Masters reported, that the committee had, according to order, again had the said bill under consideration, and made several amendments thereto, which he delivered in at the clerk's table, where the same were twice read, and on the question severally put thereupon, agreed to by the House.

No other amendment being offered thereto, the question was stated from the chair, that the bill, with the amendments, be engrossed for a third reading;

And the said question being taken,

It was resolved in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas 85.} \\ \text{Nays 27.} \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Willis Alston, junior,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
John Boyle,  
Robert Brown,

William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
John Clopton,  
Richard Cutts,  
John Dawson,  
Josiah Deane,  
Joseph Deane,

Daniel M. Durell,  
 John W. Eppes,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 James M. Garnett,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Heister,  
 William Helms,  
 James Holland,  
 David Holmes,  
 Reuben Humphreys,  
 Daniel Hsley,  
 John G. Jackson,  
 Richard M. Johnson,  
 Walter Jones,  
 Thomas Kenan,  
 John Lambert,  
 John Love,  
 Robert Marion,  
 Josiah Masters,  
 William McCreery,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Gurdon S. Mumford,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,

John Porter,  
 John Pugh,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*),  
 Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 Lemuel Sawyer,  
 Benjamin Say,  
 Ebenezer Seavers,  
 Samuel Shaw,  
 James Sloan,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 Clement Storer,  
 Peter Swart,  
 John Taylor,  
 John Thompson,  
 Abram Trigg,  
 George M. Troup,  
 James I. Van Allen,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Nathan Wilson, and  
 Richard Winn.

Those who voted in the negative, are

Ezekiel Bacon,  
 Martin Chittenden,  
 Orchard Cook,  
 John Culpeper,  
 John Davenport, junior,  
 James Elliot,  
 William Ely,  
 Francis Gardner,  
 John Harris,  
 William Hoge,  
 Richard Jackson,

Robert Jenkins,  
 James Kelly,  
 Philip B. Key,  
 Edward St. Loe Livermore,  
 Edward Lloyd,  
 Matthew Lyon,  
 Josiah Quincy,  
 John Russell,  
 William Stedman,  
 Lewis B. Sturges,  
 Samuel Taggart.

404 JOURNAL OF THE HOUSE

Benjamin Tallmadge,  
Jabez Upham,  
Philip Van Cortlandt,

Archibald Van Horn, and  
Killian K. Van Rensselaer.

Ordered, That the said bill be read the third time, this day.

Mr. John G. Jackson, from the joint committee for inrolled bills, reported, that the committee did, on the fifteenth instant, present to the President of the United States, for his approbation, two inrolled bills, to wit; "An act to incorporate a company for opening the canal in the city of Washington," and "An act to revive and continue for a further time, the authority of the commissioners of Kaskaskia."

A message was received from the President of the United States, by Mr. Coles, his secretary, notifying, that the President did, on the fifteenth instant, approve and sign an act which originated in this House, intituled "An act to revive and continue for a further time, the authority of the commissioners of Kaskaskia."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined an inrolled bill, intituled "An act making an appropriation for the support of government, during the year one thousand eight hundred and nine," and had found the same to be truly inrolled: Whereupon,

Mr. Speaker signed the said inrolled bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House, according to the order of the day, again resolved itself into a committee of the whole House, on the bill to interdict commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bassett re-

ported, that the committee had, according to order, again had the said bill under consideration, and made a further progress therein.

Resolved, That this House will, to morrow, again resolve itself into a committee of the whole House on the said bill.

An engrossed bill for imposing additional duties upon all goods, wares and merchandise imported from any foreign port or place, was read the third time: Whereupon,

The question was stated from the chair, that the same do pass?

And after debate thereon,

A motion was made by Mr. Cook, and seconded, that the House do now adjourn;

And the question being put thereupon,

It passed in the negative,

The main question was then taken, that the said bill do pass,

And resolved in the affirmative, } Yeas 67.  
 } Nays 26.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Lemuel J. Alston,  
 Willis Alston, junior,  
 David Bard,  
 Burwell Bassett,  
 William Blackledge,  
 John Blake, junior,  
 Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 William A. Burwell,  
 William Butler,  
 Matthew Clay,  
 John Clifton,  
 Josiah Deane,  
 Joseph Deane,

Daniel M. Durell,  
 John W. Eppes,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Thomas Gholson, jun.  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Heister,  
 William Helms,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 John G. Jackson,  
 Richard M. Johnson,



Walter Jones,  
 William Kirkpatrick,  
 John Lambert,  
 Robert Marion,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Gurdon S. Mumford,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Pugh,  
 John Rea (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,

Samuel Riker,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 John Smilie,  
 Jedediah K. Smith,  
 Samuel Smith,  
 Henry Southard,  
 John Taylor,  
 John Thompson,  
 James I. Van Alen,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

Those who voted in the negative, are

Ezekiel Bacon,  
 Martin Chittenden,  
 Orchard Cook,  
 John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior,  
 James Elliot,  
 William Ely,  
 Barent Gardenier,  
 Francis Gardner,  
 James M. Garnett,  
 John Harris,  
 William Hoge,

Richard Jackson,  
 Robert Jenkins,  
 Edward St. Loe Livermore,  
 Matthew Lyon,  
 Nathaniel Macon,  
 William Milnor,  
 Josiah Quincy,  
 John Russell,  
 James Sloan,  
 Richard Stanford,  
 Philip Van Cortlandt,  
 Archibald Van Horn, and  
 Killian K. Van Rensselaer.

Resolved, That the title be "An act for imposing additional duties upon all goods, wares and merchandise, imported from any foreign port or place."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The several orders of the day were further postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

FRIDAY, February 17, 1809.

The Speaker laid before the House, a letter from the Secretary of War, accompanying two statements exhibiting the names of the clerks employed in the offices of the Secretary and Accountant of the Department of War, during the year one thousand eight hundred and eight, and the salary allowed to each, which were read, and ordered to be referred to the Committee of Ways and Means.

On a motion made, and leave given by the House, Mr. Newton, from the Committee of Commerce and Manufactures, presented, according to order, a bill supplemental to the act, intituled "An act for establishing trading houses with the Indian tribes," which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

Mr. Van Rensselaer presented a petition of sundry members of the legislature of the state of New York, from the counties of Essex, Clinton and Washington, whose names are thereunto subscribed, praying that a new post-road may be established from lake Scharoon, in the town of Chester, and county of Washington, to Essex court-house, and from thence to Chesterfield in the said state, where the contemplated road will intersect the post-route from Canada, by the way of lake Champlain.

The said petition was received, and ordered to be referred to the Committee on Post-offices and Post-roads.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: I am directed to inform this House, that the President of the United States did, on the sixteenth instant, approve and sign an act which originated in the Senate, intituled "An act to in-

corporate a company for opening the canal in the city of Washington:" The Senate have passed a bill, intituled "An act authorizing an augmentation of the marine corps," to which they desire the concurrence of this House: And then he withdrew.

The House, according to the order of the day, again resolved itself into a committee of the whole House, on the bill to interdict commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bassett reported, that the committee had, according to order, again had the said bill under consideration, and made a farther progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House, on the said bill.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, eleven o'clock.

#### SATURDAY, February 18, 1809.

Another member, to wit: Marmaduke Williams, from North Carolina, appeared and took his seat in the House.

The Speaker laid before the House, a letter from the Secretary of the Treasury, accompanying his report on the petition of Stephen Ryder, of Chatham, in the state of Massachusetts, referred to him by order of the House, on the fourteenth instant, which were read, and ordered to lie on the table.

The Speaker laid before the House, a letter from the Secretary of the Navy, accompanied with two statements, marked A. and B. exhibiting the names of the clerks employed in the offices of the Secretary and Accountant of the Navy Department, during the

year one thousand eight hundred and eight, and the salary allowed to each, which were read, and ordered to be referred to the Committee of Ways and Means.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee did, on the seventeenth instant, present to the President of the United States, an inrolled bill, intituled "An act making appropriations for the support of government, during the year one thousand eight hundred and nine."

Mr. Newton, from the Committee of Commerce and Manufactures, to whom was referred, on the eleventh ultimo, the memorial of Reade and Jephson, of the city and state of New York, merchants, made a report thereon, which was read, and considered :

Whereupon,

Resolved, That the prayer of the memorialists ought not to be granted.

Mr. Newton, from the Committee of Commerce and Manufactures, to whom were referred on the twenty fourth ultimo, and thirteenth instant, the memorial of Abraham Piesch, of the city of Philadelphia, in the state of Pennsylvania, and the petition of Israel Thorndyke, of Beverly, in the state of Massachusetts, made a report thereon, which was read, and ordered to lie on the table.

On motion of Mr. Smilie, and seconded,

Ordered, That until the end of the present session, the daily hour of meeting shall be ten o'clock ; and should a quorum not appear, the names of the members shall be called, and those present noted in the journal of each day.

The bill sent from the Senate, intituled "An act authorizing an augmentation of the marine corps," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Monday next.

Mr. Dana, from the committee appointed on the twentieth of December last, presented, according to order, a bill for the benefit of seamen of the United States, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, on Tuesday next.

The Speaker laid before the House, a letter from Thomas P. Cope, offering to the acceptance of Congress, in behalf of the American Convention for promoting the abolition of slavery and improving the condition of the Africans, lately assembled in the city of Philadelphia, a book, entitled "Clarkson's History of Slavery," which is requested to be deposited in the library of Congress.

The said letter was read : Whereupon,

A motion was made by Mr. Milnor, and seconded, that the House do come to the following resolution.

Resolved, That the Speaker be requested to acknowledge the receipt and acceptance of "Clarkson's History of Slavery," presented by the American Convention for promoting the abolition of slavery, and improving the condition of the Africans; and that the said work be deposited in the library.

And the question being put thereupon,

It was resolved in the affirmative.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have passed the bill, intituled "An act extending the right of suffrage in the Indiana territory; and for other purposes," without amendment: And then he withdrew.

The House, according to the order of the day, again resolved itself into a committee of the whole House, on the bill to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes; and after some time spent therein, Mr.

Speaker resumed the chair, and Mr. Bassett reported, that the committee had, according to order, again had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table.

Ordered, That the said bill, with the amendments, do lie on the table.

The several orders of the day were farther postponed until Monday next.

And then the House adjourned until Monday morning, ten o'clock.

MONDAY, February 20, 1809.

Ordered, That Mr. David R. Williams have leave to be absent from the service of this House, from the twenty-eighth instant, for the remainder of the session.

On a motion made, and leave given by the House, Mr. Newton, from the Committee of Commerce and Manufactures, presented, according to order, a bill to remove the office of collector from Tappahannock to Fredericksburg, and to make Tappahannock a port of delivery, and also, to abolish the offices of surveyor at Fredericksburg, in Virginia, and at St. Mary's, in Maryland; and to establish a light-house at the entrance of Bayou St. John, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House to-morrow.

The House proceeded to consider the amendments reported on Saturday last, from the committee of the whole House, to the bill to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes; and the same being twice read at the Clerk's table, were, on the question severally put thereupon, agreed to by the House.

On motion of Mr. Masters, and seconded,  
 Ordered, That the said bill, with the amendments,  
 do lie on the table.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill concerning invalid pensioners; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Cutts reported, that the committee had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table, where the same were twice read, and on the question severally put thereupon, agreed to by the House.

On a motion made by Mr. Ely, and seconded,

The House proceeded to re-consider the first amendment reported from the committee of the whole House to the said bill, and the same being amended, was, on the question put thereupon, agreed to by the House.

The bill was then further amended at the Clerk's table, and together with the amendments, ordered to be engrossed, and read the third time, to-morrow.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have passed a bill, intituled "An act supplementary to the act, entitled "An act for the better government of the navy of the United States," to which they desire the concurrence of this House: And then he withdrew.

The House proceeded to the consideration of the bill to interdict the commercial intercourse with the United States and Great Britain and France, and their dependencies; and for other purposes, as amended by the committee of the whole House: Whereupon,

A motion was made by Mr. Randolph, and seconded, further to amend the bill, by striking out the words "so much of," in the first line of the twelfth section;

And the same being under debate,

The said motion for amendment was superseded by a motion of Mr. Bibb, to strike out the whole of the said twelfth section of the bill, which being received, and some progress made therein,

Another motion was made by Mr. Winn, and seconded, that the farther consideration of the bill and amendments, be postponed until Thursday next.

And the question being taken thereupon,

It passed in the negative.

An adjournment was then called for ; on which

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, ten o'clock.

## TUESDAY, February 21, 1809.

Ordered, That Mr. Blackledge have leave to be absent from the service of this House, from Wednesday, the first of March next, for the remainder of the session.

The Speaker laid before the House, a letter from the Secretary of the Treasury, accompanying an account of the receipts and expenditures of the United States, for the year one thousand eight hundred and seven, prepared in obedience to a standing order of this House, of the thirtieth of December, one thousand seven hundred and ninety one, which was read, and together with the account transmitted therewith, ordered to lie on the table.

The bill sent from the Senate, intituled " An act supplementary to the act, entitled " An act for the better government of the navy of the United States," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.



Mr. Porter presented a memorial of sundry owners of vessels residing in the city of Philadelphia, in behalf of themselves and others, stating that the memorialists have been informed of an application to this House by a petition from sundry inhabitants of the town of New Castle, in the state of Delaware, for establishing the said town of New Castle as a port of entry, hath been made; and praying, for the reasons therein set forth, that the prayer of the said petition may be granted.

The said memorial was read, and together with the memorials of sundry citizens of the state of Delaware, presented the sixteenth of March, one thousand eight hundred and two, and the thirty-first of January, one thousand eight hundred and three; also, so much of two reports from the Committee of Commerce and Manufactures, made the sixteenth of April, one thousand eight hundred and two, and the twenty-first of February, one thousand eight hundred and three, as relates to the object herein before specified, were, on the motions of Mr. Porter and Mr. Van Dyke, ordered to be referred to the Committee of Commerce and Manufactures.

Mr. Jeremiah Morrow, from the Committee on the Public Lands, to whom was committed, on the twenty eighth ultimo, a bill sent from the Senate, intituled "An act for the relief of certain Alabama Indians," reported, that the committee had, according to order, had the said bill under consideration, and directed him to report to the House, their agreement to the same, with an amendment, which he delivered in at the Clerk's table, where the same was twice read, and on the question put thereupon, agreed to by the House.

Ordered, That the said amendment be engrossed, and, together with the bill, be read the third time, to-morrow.

An engrossed bill concerning invalid pensioners, was read the third time : Whereupon,

A motion being made by Mr. Holmes, and the question put thereupon, that the said bill do lie on the table,

It was resolved in the affirmative.

Mr. Ilsley presented a petition of William Hawkins, of Portland, in the state of Massachusetts, praying relief, in the case of a judgment obtained against him, in the district court of the United States for the district of Maine, and execution awarded thereon, for a violation of the several acts laying an embargo, which the petitioner was induced to commit from the persuasive suggestions of others, and the necessity to which he was reduced by the operation of the acts aforesaid.

The said petition was read, and ordered to be referred to the Secretary of the Treasury, with instruction to examine the same, and report his opinion thereupon, to the House.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have passed the bill, intituled "An act for the disposal of certain tracts of land in the Mississippi territory claimed under Spanish grants, reported by the land commissioners as antedated; and for other purposes," with several amendments, to which they desire the concurrence of this House: The Senate have passed a bill, intituled "An act making provision for the further accommodation of the household of the President of the United States;" also, a bill, intituled "An act to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes," to which bills, respectively, they desire the concurrence of this House: And then he withdrew.

A message was received from the President of the United States, by Mr. Coles, his Secretary, notifying, that the President did, on the seventeenth instant, approve and sign an act which originated in this

## 416 JOURNAL OF THE HOUSE

House, intituled " An act making appropriations for the support of government, during the year one thousand eight hundred and nine."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A motion was made by Mr. Bibb, and seconded, that the farther consideration of the bill to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes, and the amendments thereto, be postponed until to-morrow.

And the question being taken thereupon,

It passed in the negative,      { Yeas 38.  
  { Nays 72.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

David Bard,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
Thomas Blount,  
Adam Boyd,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
James Fisk,  
Peterson Goodwyn,  
William Helms,  
James Holland,  
David Holmes,  
Richard M. Johnson,

Thomas Kenan,  
John Love,  
Nathaniel Macon,  
Thomas Newton,  
John Porter,  
John Pugh,  
John Rea, (*Pennsylvania*),  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Lemuel Sawyet,  
Benjamin Say,  
Samuel Shaw,  
John Smilie,  
John Taylor,  
George M. Troup,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill, and  
Marmaduke Williams.

Those who voted in the negative, are

Evan Alexander,  
Lemuel J. Alston,  
Willis Alston, junior,  
Joseph Barker,

John Blake, junior,  
John Boyle,  
William A. Burwell,  
Martin Chittenden,

John Culpeper,  
 John Davenport, junior,  
 Daniel M. Durell,  
 James Elliot,  
 William Ely,  
 John W. Eppes,  
 William Findley,  
 Francis Gardner,  
 James M. Garnett,  
 Thomas Gholson, junior,  
 Isaiah L. Green,  
 John Harris,  
 John Heister,  
 William Hoge,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 Richard Jackson,  
 Robert Jenkins,  
 James Kelly,  
 John Lambert,  
 Joseph Lewis, junior,  
 Edward Lloyd,  
 Matthew Lyon,  
 Robert Marion,  
 Josiah Masters,  
 William McCreery,  
 William Milnor,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Thomas Moore,  
 Jeremiah Morrow,

John Morrow,  
 Jonathan O. Mosely,  
 Thomas Newbold,  
 Wilson C. Nicholas,  
 Josiah Quincy,  
 John Randolph,  
 Matthias Richards,  
 Samuel Riker,  
 John Russell,  
 James Sloan,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Abram Trigg,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Isaac Wilbour,  
 David R. Williams,  
 Alexander Wilson, and  
 Nathan Wilson.

The House resumed the consideration of the said bill: Whereupon,

A motion made by Mr. Bibb, which was depending yesterday at the time of adjournment, farther to amend the bill by striking out the twelfth section thereof, being revived, the said section was again read at the Clerk's table, in the words following, to wit:

Sec. 12. "And be it further enacted, *That so much of the act "laying an embargo on all ships and vessels in the ports and harbors of the United States," and of the several acts supplementary thereto, as forbids the departure of vessels owned by citizens of the*

*United States, and the exportation of domestic and foreign merchandize to any foreign port or place, other than Great Britain or France, or their colonies or dependencies, or places in the actual possession of either, be, and the same is hereby repealed after the fourth day of March: Provided, that all penalties and forfeitures which shall have been previously incurred by virtue of so much of the said acts as is repealed by this act; or which have been, or may hereafter be incurred by virtue of the said acts, on account of any infraction of so much of the said acts as is not repealed by this act, shall be recovered and distributed in like manner as if the said acts had continued in full force and virtue."*

**And after debate thereon.**

The question was taken, that the House do agree to the said proposed amendment,

And passed in the negative, } Yeas 39.  
 } Nays 84.

The yeas and nays being demanded by one fifth of the members present,

**Those who voted in the affirmative, are**

David Bard,  
Burwell Bassett,  
William W Bibb,  
William Blackledge,  
Thomas Blount,  
Jonn Boyle,  
William A Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
John Clopton,  
Josiah Deane,  
Joseph Desha,  
Meshack Franklin,  
James Holland,  
David Holmes,  
Benjamin Howard,  
John G. Jackson.  
Richard M. Johnson,

Thomas Kenan,  
William Kirkpatrick,  
Nathaniel Macon,  
Robert Marion.  
John Montgomery,  
Jeremiah Morrow,  
John Morrow,  
Thomas Newbold,  
John Porter,  
John Rea, (*Pennsylvania*)  
Benjamin Say,  
John Smith,  
Richard Stanford,  
John Taylor,  
George M. Troup,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill, and  
David R. Williams.

Those who voted in the negative, are

Evan Alexander,	William McCreery,
Lemuel J. Alston,	William Milnor,
Willis Alston, junior,	Daniel Montgomery, junior,
Joseph Barker,	Thomas Moore,
John Blake, junior,	Jonathan O. Mosely,
Adam Boyd,	Curdon S. Mumford,
Robert Brown,	Thomas Newton,
Epaphroditus Champion,	Wilson C. Nicholas,
Martin Chittenden,	John Pugh,
Orchard Cook,	Josiah Quincy,
John Cuiperper,	John Randolph,
Richard Cutts,	John Rhea, ( <i>Tennesseer</i> )
Samuel M. Dana,	Matthias Richards,
John Davenport, junior,	Samuel Riker,
Daniel M. Dorell,	John Rowan,
James Elliot,	John Russell,
William Ely,	Lemuel Sawyer,
John L. Eppes,	Ebenezer Seaver,
William Findley,	Samuel Shaw,
James Fisk,	James Sloan,
Francis Gardner,	Jedediah K. Smith,
James M. Garnett,	John Smith,
Thomas Ghoison, junior,	Samuel Smith,
Peterson Goodwyn,	Henry Southard,
Isaiah L. Green,	William Stedman,
John Harris,	Clement Storer,
John Heister,	Lewis B. Sturges,
William Helms,	Peter Swart,
William Hoge,	Samuel Taggart,
Reuben Humphreys,	Benjamin Tallmadge,
Daniel Hsley,	John Thompson,
Robert Jenkins,	Abram Trigg,
Walter Jones,	Jabez Upham,
James Kelly,	James I. Van Alen,
Philip B. Key,	Philip Van Cortlandt,
John Lambert,	Nicholas Van Dyke,
Joseph Lewis, junior,	Archibald Van Horn,
Edward St. Loe Livermore,	Killian K. Van Rensselaer,
Edward Lloyd,	Isaac Wilbour,
John Love,	Marmaduke Williams,
Matthew Lyon,	Alexander Wilson, and
Josiah Masters,	Nathan Wilson.

A motion was made by Mr. Randolph, and seconded, further to amend the said bill, by striking out in



John W. Eppes,  
 William Findley,  
 Meshack Franklin,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Heister,  
 William Helms,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 John G. Jackson,  
 Richard M. Johnson,  
 Walter Jones,  
 Thomas Kenan,  
 John Lambert,  
 John Love,  
 Nathaniel Macon,  
 Robert Marion,  
 William McCreery,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Gurdon S. Mumford,  
 Thomas Newboid,

Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Pugh,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 Benjamin Say,  
 Ebenezer Seaven,  
 Samuel Shaw,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Henry Southard,  
 Richard Stanford,  
 Clement Storer,  
 Peter Swart,  
 George M. Troup,  
 James I. Van Allen,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Marmaduke Williams,  
 Alexander Wilson, and  
 Nathan Wilson.

A motion was made by Mr. Gholson, and seconded, further to amend the said bill, by striking out in the ninth line of the twelfth section, the words "*fourth day of March*," and inserting, in lieu thereof, the words "*first day of June*."

An adjournment was then called for ; on which,

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, ten o'clock.

WEDNESDAY, February 22, 1809.

Ordered, That Mr. Daniel Montgomery, junior, have leave to be absent from the service of this



House from Friday next, for the remainder of the session.

On a motion made by Mr. Holmes, and seconded, that an engrossed bill concerning invalid pensioners, which was read the third time yesterday, and ordered to lie on the table, be recommitted to the consideration of a committee of the whole House ;

And the question being put thereupon,

It was resolved in the affirmative.

Ordered, That the said bill be made the order of the day, for this day.

Mr. Burwell presented a petition of E. Hempstead, and others, whose names are thereunto subscribed, and a committee appointed by, and on behalf of the inhabitants of the town of St. Louis, in the territory of Louisiana, praying, for the reasons therein set forth, that the laws of Congress relative to the adjustment of titles to land within the said territory, may be revised and amended.

The said petition was read, and ordered to be referred to the Committee on the Public Lands.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined an inrolled bill, intituled "An act extending the right of suffrage in the Indiana territory ; and for other purposes," and had found the same to be truly inrolled : Whereupon,

Mr. Speaker signed the said inrolled bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The bill sent from the Senate, intituled "An act supplementary to the act, entitled "An act to amend the charter of Georgetown," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

The bill sent from the Senate, intituled "An act making provision for the further accommodation of

the household of the President of the United States," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

The bill sent from the Senate, intituled "An act to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, this day.

Mr. Randolph, from the committee appointed the third instant "to inquire whether any advances of money have been made to the commander in chief of the army, by the department of war, contrary to law; and if any, to what amount," presented to the House sundry detailed statements, with copies of other documents, respecting the said advances of money, which were read: Whereupon,

A motion was made by Mr. Macon, and seconded, that five thousand copies of the said statements and documents, be printed for the use of the members.

And the question being put thereupon,

It passed in the negative.

Ordered, that three hundred copies thereof be printed for the purpose herein before expressed.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have passed a bill, intituled "An act freeing from postage all letters and packets to Thomas Jefferson;" also, a bill, intituled "An act supplementary to the act, entitled "An act to amend the charter of Georgetown," to which bills, respectively, they desire the concurrence of this House: And then he withdrew.

The bill sent from the Senate, intituled "An act freeing from postage all letters and packets to Thomas Jefferson," was read the first time.

On motion,

The said bill was read the second time: Whereupon, A motion being made, and the question put, that the said bill be *now* read the third time,

It was resolved in the affirmative.

The said bill was, accordingly, read the third time, And on the question that the same do pass,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The Speaker laid before the House, a letter from the Secretary of the Treasury, accompanied with two statements of the importations in American and foreign vessels from the first of October, one thousand eight hundred and six, to the thirtieth of September, one thousand eight hundred and seven, inclusive, prepared in pursuance of a resolution of this House of the twenty-ninth of May, one thousand seven hundred and ninety-eight, which were read, and ordered to lie on the table.

The bill sent from the Senate, intituled "An act for the relief of certain Alabama Indians," together with the amendment agreed to yesterday, was read the third time.

And on the question, that the same do pass,

It was resolved in the affirmative.

Resolved, That the title be "An act for the relief of certain Alabama and Wyandott Indians."

Ordered, That the Clerk of this House do acquaint the Senate therewith, and desire their concurrence in the amendment.

On motion of Mr. Love, and seconded,

Ordered, That the bill to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for

other purposes, as amended by the committee of the whole House, do lie on the table.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bassett reported, that the committee had, according to order, had the said bill under consideration, and made some progress therein.

A motion was then made by Mr. Dawson, and seconded, that the committee of the whole House be discharged from farther proceeding therein, and that the bill be taken up for consideration in the House.

And the question being put thereupon,

It passed in the negative.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House, on the said bill.

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, ten o'clock.

#### THURSDAY, February 23, 1809.

A motion was made by Mr. Rhea, (of Tennessee) and seconded, that the House do come to the following resolution:

"Resolved, That an order of this House, of the eighteenth instant, directing "that until the end of the present session, the daily hour of meeting shall be ten o'clock; and should a quorum not appear, the names of the members shall be called, and those present noted in the journal of each day," be rescinded.

The said proposed resolution was read, and ordered to lie on the table.

Ordered, That Mr. Hoge have leave to be absent from the service of this House from Wednesday next, for the remainder of the session.

The House proceeded to consider the amendments proposed by the Senate to the bill, intituled "An act for the disposal of certain tracts of land in the Mississippi territory, claimed under Spanish grants reported by the land commissioners as antedated; and for other purposes:" Whereupon,

Resolved, That this House doth agree to the first, second and third amendments.

Resolved, That this House doth also agree to the fourth and last amendment of the Senate to the said bill, and that the title be "An act for the disposal of certain tracts of land in the Mississippi territory, claimed under Spanish grants reported by the land commissioners as antedated; and to confirm the claims of Abraham Ellis and Daniel Harregal.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Bacon presented to the House, certain depositions in relation to a machine invented by Amos Whittemore and William Whittemore, junior, of the state of Massachusetts, for manufacturing cotton and wool cards within the United States, which were received, and ordered to be referred to the committee appointed the second instant, on a petition of the said Amos Whittemore and William Whittemore, junior, that they do examine the matter thereof, and report the same, with their opinion thereupon, to the House.

Mr. Jeremiah Morrow presented a petition of Jacob Cozac, of Green county, in the state of Ohio, praying for the reasons therein set forth, that the petitioner may be allowed to purchase one quarter of a certain reserved section of land in the said state, at two dollars an acre, in lieu of another tract of land, of the title to which he hath been deprived in consequence of a prior claim thereto.

The House, according to the order of the day, resolved itself into a committee of the whole House on an engrossed bill concerning invalid pensioners; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Trigg reported, that the committee had, according to order, had the said bill under consideration, and made an amendment thereto, which he delivered in at the Clerk's table.

The House then proceeded to consider the said bill; Whereupon,

The amendment reported thereto from the committee of the whole House, to strike out the fourth section in the words following, to wit;

"Sec. 4. And be it further enacted, *That every person who has been, or shall be admitted to a pension under the provisions of the aforesaid act of the tenth of April, one thousand eight hundred and six, shall be entitled to receive a sum equal to the aggregate amount of such pension calculated from the time when the disability in consequence of which it was granted, was incurred, to the time of his admission on the pension list,*" being twice read at the Clerk's table,

The question was taken, that the House do concur with the committee of the whole House, in their agreement to the said amendment,

And passed in the negative, { Yeas 48.  
Nays 50.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Willis Alston, junior,  
David Bard,  
Joseph Barker,  
John Blake, junior,  
Adam Boyd,  
John Boyle,  
William Butler,  
John Davenport, junior,

Meshack Franklin,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
John Harris,  
John Heister,  
William Helms,  
James Holland,

David Holmes,  
 Reuben Humphreys,  
 Daniel Hsley,  
 John Lambert,  
 Nathaniel Macon,  
 Robert Marion,  
 Josiah Masters,  
 William McCreery,  
 Daniel Montgomery, junior,  
 Jeremiah Morrow,  
 John Morrow,  
 Thomas Newbold,  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Benjamin Say,

Ebenezer Seaves,  
 Samuel Shaw,  
 James Sloan,  
 John Smilie,  
 Richard Stanford,  
 Clement Storer,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Taylor,  
 Abram Trigg,  
 George M. Troup,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 David R. Williams, and  
 Alexander Wilson.

Those who voted in the negative, are,

Evan Alexander,  
 Le nuel J. Alston,  
 Ezekiel Bacon,  
 William W. Bibb,  
 William Blackledge,  
 Thomas Blount,  
 Joseph Calloun,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 John Culpeper,  
 Josiah Deane,  
 James Elliot,  
 William Ely,  
 William Findley,  
 James Fisk,  
 Francis Gardner,  
 James M. Garnett,  
 William Hoge,  
 Benjamin Howard,  
 Richard Jackson,  
 Robert Jenkins,  
 James Kelly,  
 Joseph Lewis, junior,  
 Edward Lloyd,  
 John Love,

Matthew Lyon,  
 William Milnor,  
 John Montgomery,  
 Nicholas R. Moore,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 Josiah Quincy,  
 John Randolph,  
 Samuel Riker,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 William Stedman,  
 Lewis B. Sturges,  
 Peter Swart,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian ... Van Rensselaer,  
 Marmaduke Williams, and  
 Nathan Wilson.

The said bill was then read the third time :  
 Whereupon,

A motion was made by Mr. Holland, and seconded, that the bill be re-committed to the consideration of a committee of the whole House ;

And the question being put thereupon,

It was resolved in the affirmative,

Resolved, That the said bill be the order of the day for to-morrow.

The House, according to the order of the day, again resolved itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bassett reported, that the committee had, according to order, again had the said bill under consideration, and made a farther progress therein.

Resolved, That this House will, to-morrow, again resolve itself into a committee of the whole House, on the said bill.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, ten o'clock.

FRIDAY, February 24, 1809.

On a motion made by Mr. Rhea, (of Tennessee) and seconded, that the House do *now* proceed to consider a resolution proposed by him yesterday, and ordered to lie on the table, in the words following, to wit :

"Resolved, That an order of this House of the eighteenth instant, directing "that until the end of the present session, the daily hour of meeting shall be ten o'clock; and should a quorum not appear, the names of the members shall be called, and those present noted in the journal of each day," be rescinded.



The question was taken thereupon,

And passed in the negative.

Mr. Jedediah K. Smith presented a petition of Joshua Lovejoy, of Sandbornton, in the state of New Hampshire, praying, for the reasons therein set forth, that he may be placed on the list of pensioners as a lieutenant in colonel Enoch Poor's regiment in the New Hampshire line of the revolutionary army, and receive the allowance granted by law to officers of that grade, who have been wounded or disabled in the service of their country.

The said petition was read, and ordered to be referred to the Secretary of War, with instruction to examine the same, and report his opinion thereupon, to the House.

Mr. Samuel Smith presented a petition of sundry inhabitants of the state of Ohio, residing at and near Sandusky and the river Huron, on the southern shore of lake Erie, whose names are thereunto subscribed, praying that a new port of entry may be established at such place on or near the river Huron, aforesaid, as to the wisdom of Congress shall seem meet.

The said petition was read, and ordered to be referred to the Committee of Commerce and Manufactures.

The order of the day being called for, that the House do *now* resolve itself into a committee of the whole House on the bill sent from the Senate, intitled "An act to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes:" Whereupon,

A motion was made by Mr. Love, and seconded, that the said bill do lie on the table.

And the question being put thereupon,

It passed in the negative.

The House then, according to the order of the day, again resolved itself into the said committee;

The House proceeded to consider the said bill and amendments: Whereupon,

The second amendment reported from the committee of the whole House, to strike out in the fifth and sixth lines of the said eleventh section of the bill, the following words, "*and to cause to be issued, under suitable pledges and precautions, letters of marque and reprisal against the nation thereafter continuing in force its unlawful edicts against the commerce of the United States,*" being twice read at the Clerk's table ;

And resolved in the affirmative, } Yeas 74.  
} Nays 33.

**Those who voted in the affirmative, are**

**William Butler,  
Epaphroditus Champion,  
Orchard Cook,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
Daniel M. Durell,  
James Elliot,  
William Ely,**

John W. Eppes,  
 William Findley,  
 Meshack Franklin,  
 James M. Garnett,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 John Harris,  
 William Helms,  
 Reuben Humphreys,  
 Daniel Halsey,  
 Richard Jackson,  
 Walter Jones,  
 James Kelly,  
 Thomas Kenan,  
 John Lambert,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Edward Lloyd,  
 Matthew Lyon,  
 Nathaniel Macon,  
 Robert Marion,  
 Josiah Masters,  
 William Milnor,  
 John Morrow,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Thomas Newbold,  
 John Pugh,

Josiah Quincy,  
 John Randolph,  
 Samuel Riker,  
 John Rowan,  
 James Sloan,  
 Jedediah K. Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 Robert Whitehill,  
 Isaac Wilbour,  
 David R. Williams,  
 Marmaduke Williams, and  
 Nathan Wilson.

Those who voted in the negative, are

David Bard,  
 Burwell Bassett,  
 John Boyle,  
 Robert Brown,  
 Joseph Calhoun,  
 Matthew Clay,  
 Richard Cutts,  
 Josiah Deane,  
 Joseph Deane,  
 James Fisk,  
 Isaiah L. Green,  
 James Holland,  
 David Holmes,  
 Richard M. Johnson,  
 John Love,  
 William McCreery,  
 John Montgomery,

Nicholas R. Moore,  
 Thomas Moore,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*),  
 Jacob Richards,  
 Matthias Richards,  
 Benjamin Say,  
 Ebenezer Seaver,  
 John Smilie,  
 John Smith,  
 John Taylor,  
 Alexander Wilson, and  
 Richard Winn.

A motion was then made by Mr. Gholson, and seconded, further to amend the bill at the Clerk's table, by striking out in the third and fourth lines of the twelfth section of the engrossed bill, the words "*fourth day of March.*" and inserting, in lieu thereof, the words "*twentieth day of May.*" Whereupon,

The said proposed amendment was superseded by a motion made by Mr. Macon, and seconded, further to amend the bill, by striking out the whole of the said twelfth section, in the words following, to wit :

"Sec. 12. And be it further enacted. *That so much of the act laying an embargo on all ships and vessels in the ports and harbors of the United States, and of the several acts supplementary thereto, as forbids the departure of vessels owned by citizens of the United States, and the exportation of domestic and foreign merchandise to any foreign port or place, be and the same is hereby repealed, after the fourth day of March next, except so far as they relate to Great Britain or France, or their colonies or dependencies, or places in the actual possession of either : Provided, That all penalties and forfeitures which shall have been previously incurred by virtue of so much of the said acts as is repealed by this act, or which have been or may hereafter be incurred by virtue of the said acts, on account of any infraction of so much of the said acts as is not repealed by this act, shall be recovered and distributed in like manner as if the said acts had continued in full force and virtue.*"

And on the question, that the House do agree to Mr. Macon's proposition of amendment,

It passed in the negative,      { Yeas 33.  
   { Nays 82.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

David Bard,  
Burwell Bassett,

William W. Bibb,  
William Blackledge,  
55

Thomas Blount,  
John Boyle,  
Joseph Cahoun,  
Matthew Clay,  
Josiah Deane,  
Joseph Desha,  
Meshack Franklin,  
James Holland,  
David Holmes,  
Benjamin Howard,  
John G. Jackson,  
Richard M. Johnson,  
Thomas Kenan,  
Nathaniel Macon,  
Robert Marion,

John Montgomery,  
Thomas Newbold,  
John Porter,  
John Rea, (*Pennsylvania*),  
Jacob Richards,  
Benjamin Say,  
John Smilie,  
Richard Stanford,  
John Taylor,  
George M. Troup,  
Daniel C. Verplanck,  
Robert Whitehill,  
David R. Williams, and  
Richard Winn.

Those who voted in the negative, are

Evan Alexander,  
Willis Alston, junior,  
Ezekiel Bacon,  
Joseph Barker,  
John Blake, junior,  
Adam Boyd,  
Robert Brown,  
William Butler,  
Epaphroditus Champion,  
Martin Chittenden,  
Orchard Cook,  
John Cuipeper,  
Richard Cutts,  
Samuel W. Danz,  
John Davenport, junr.  
Danie. M. Durell,  
James Elliot,  
William Ely,  
John W. Fettes,  
William Findley,  
James Fisk,  
Barent Gardenier,  
Francis Garduer,  
James M. Garnett,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
John Harris,  
John Heister,

William Helms,  
William Hoge,  
Reuben Humphreys,  
Daniel Isley,  
Richard Jackson,  
Robert Jenkins,  
Walter Jones,  
James Kelly,  
John Lambert,  
Joseph Lewis, junior,  
Edward St. Loe Livermore,  
Edward Lloyd,  
John Love,  
Matthew Lyon,  
Josiah Masters,  
William McCreery,  
William Milnor,  
Nicholas R. Moore,  
Thomas Moore,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Thomas Newton,  
Wilson C. Nicholas,  
Josiah Quincy,  
John Randolph,  
John Rhea, (*Tennessee*)  
Matthias Richards,  
Samuel Riker,  
John Rowan,

John Russell,  
 Lemuel Sawyer,  
 Ebenezer Seaver,  
 James Sloan,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,

Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Isaac Wilbour,  
 Marmaduke Williams, and  
 Nathan Wilson.

The question then recurring on the amendment proposed by Mr Gholson to the said twelfth section, as herein before recited,

A division of the question on the same was called for by Mr. Durrell, and seconded : Whereupon,

The question being taken on the first member of the proposed amendment, for striking out the words "*fourth day of March,*"

It passed in the negative,

} Yeas 47.  
 } Nays 66.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
 Willis Alston, junior,  
 David Bard,  
 Burwell Bassett,  
 William W. Bibb,  
 William Blackledge,  
 Thomas Blount,  
 John Boyle,  
 William Butler,  
 Joseph Calhoun,  
 Richard Cutts,  
 John Dawson,  
 Josiah Deane,  
 Joseph Desha,  
 John W. Eppes,  
 Mosback Franklin,

Thomas Gholson, junior,  
 Peterson Goodwyn,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 John G. Jackson,  
 Richard M. Johnson,  
 Thomas Kenan,  
 William Kirkpatrick,  
 John Love,  
 Nathaniel Macon,  
 Robert Marion,  
 John Montgomery,  
 Thomas Moore,  
 John Morrow,  
 Thomas Newton,

Wilson C. Nicholas,  
John Porter,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Benjamin Say,  
John Smilie,  
Samuel Smith,  
Richard Stanford,

John Taylor,  
George M. Troup,  
Robert Whitehill,  
Isaac Wilbour,  
David R. Williams,  
Marmaduke Williams, and  
Alexander Wilson.

Those who voted in the negative, are

Ezekiel Bacon,  
Joseph Barker,  
John Blake, junior,  
Adam Boyd,  
Epiphoditus Champion,  
Martin Chittenden,  
Orchard Cook,  
John Cupper,  
Samuel W. Dana,  
John Davenport, junior,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
William Findley,  
James Fisk,  
Brent Gardenier,  
Francis Gardner,  
James M. Garnett,  
Isaiah L. Green,  
John Harris,  
William Helms,  
William Hoge,  
Reuben Humphreys,  
Daniel Haley,  
Richard Jackson,  
Robert Jenkins,  
James Kelly,  
Philip B. Key,  
John Lambert,  
Joseph Lewis, junior,  
Edward St. Lee Livermore,  
Edward Lloyd,  
Matthew Lyon,

Josiah Masters,  
William McCreery,  
William Milnor,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Thomas Newbold,  
John Pugh,  
Josiah Quincy,  
John Randolph,  
Jacob Richards,  
Matthias Richards,  
Samuel Siker,  
John Rowan,  
John Russell,  
Lemuel Sawyer,  
James Sloan,  
Jedediah K. Smith,  
John Smith,  
Henry Southard,  
William Stedman,  
Clement Storer,  
Lewis B. Sturges,  
Peter Swart,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Thompson,  
Jabez Upham,  
James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaer, and  
Nathan Wilson.

And on the question on the second member of the said proposed amendment, was lost.

A motion was then made by Mr. John G. Jackson, and seconded, farther to amend the bill, by striking out, after the words, "And be it further enacted," in the first line of the eleventh section, as amended by the House, the following words, "*That the President of the United States be, and he hereby is authorized, in case either France or Great Britain shall so revoke or modify her edicts as that they shall cease to violate the neutral commerce of the United States, to declare the same by proclamation: after which the trade of the United States suspended by this act, and by the act laying an embargo on all ships and vessels in the ports and harbors of the United States, and the several acts supplementary thereto, may be renewed with the nation so doing,*" and inserting in lieu thereof, the words following, to wit :

"That in case either Great Britain or France shall revoke her edicts alleged to have been made in retaliation of the edicts of the other powers, and violating the lawful commerce and neutral rights of the United States, the operation of this act, and also of the act laying an embargo on all ships and vessels in the ports and harbours of the United States, and the several acts supplementary thereto, shall cease in relation to the nation so revoking at the expiration of twenty days, to be computed from the date of the notice of such revocation to be given by proclamation of the President of the United States; and letters of marque and reprisal shall, at the same time, be issued against the nation which shall continue in force its unlawful edicts violating the lawful commerce and neutral rights of the United States," which proposed amendment being received, and under debate,

An adjournment was called for; on which,

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, ten o'clock.



SATURDAY, February 25, 1809.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined an inrolled bill, intituled "An act freeing from postage all letters and packets to Thomas Jefferson," and had found the same to be truly inrolled :

Whereupon,

Mr. Speaker signed the said inrolled bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On motion of Mr. Newton,

Ordered, That the Committee of Commerce and Manufactures, to whom was referred, on the seventeenth ultimo, a petition of Edmund Briggs, of the county of Bristol, in the state of Massachusetts, presented on the seventh of March, one thousand eight hundred and eight, be discharged from the consideration thereof; and that the petitioner have leave to withdraw his said petition, with the documents accompanying the same.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have passed the bill, intituled "An act for the relief of Daniel Cotton," without amendment: The Senate have also agreed to the amendments proposed by this House, to the bill, intituled "An act for the relief of certain Alabama Indians:" And then he withdrew.

On motion of Mr. Willis Alston, and seconded, that the bill sent from the Senate, intituled "An act to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes," together with the amendments agreed and proposed thereto, do lie on the table.

The question was taken thereupon,

And resolved in the affirmative.

The House then, according to the order of the day, resolved itself into a committee of the whole House, on the bill further to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments; and making appropriations for the support of the military establishment and of the navy of the United States, for the year one thousand eight hundred and nine; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Desha reported, that the committee had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table.

The House proceeded to consider the said bill and amendments: Whereupon,

The fifteenth amendment reported from the committee of the whole House, to insert in the thirty-eighth line of the sixth section, after the words "heretofore appropriated for that purpose," the following words "one million of dollars," being twice read, was, on the question put thereupon, agreed to by the House.

Yeas 61. }  
Nays 45. }

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
William Blackledge,  
John Blake, junior,  
John Boyle,  
Epaphroditus Champion,  
Martin Chittenden,  
Orchard Cook,  
Richard Cutts,  
John Davenport, junior,  
John Dawson,  
James Elliot,

William Ely,  
William Findley,  
Francis Gardner,  
John Harris,  
William Helms,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Isley,  
John G. Jackson,  
Richard Jackson,  
Robert Jenkins,  
James Kelly,  
Joseph Lewis, junior,

Edward St. Loe Livermore,  
 Josiah Masters,  
 William McCreery,  
 William Milnor,  
 John Montgomery,  
 Nicholas R. Moore,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 Josiah Quincy,  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 James Sloan,  
 John Smilie,

William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 Isaac Wilbour, and  
 Nathan Wilson.

Those who voted in the negative, are

David Bard,  
 Joseph Barker,  
 William W. Bibb,  
 Thomas Blount,  
 Adam Boyd,  
 Robert Brown,  
 William A. Burwell,  
 William Butler,  
 Joseph Calhoun,  
 Matthew Clay,  
 John Culpeper,  
 Josiah Deane,  
 Joseph Desha,  
 Daniel M. Durell,  
 John W. Eppes,  
 James Fisk,  
 Meshack Franklin,  
 Thomas Holson, jun.  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Heister,  
 William Hoge,  
 James Holland,

Thomas Kenan,  
 John Lambert,  
 Edward Lloyd,  
 Nathaniel Macon,  
 Robert Marion,  
 Jeremiah Morrow,  
 John Morrow,  
 John Porter,  
 John Rea (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Matthias Richards,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 Jedediah K. Smith,  
 John Smith,  
 Richard Stanford,  
 John Taylor,  
 Robert Whitehill,  
 David R. Williams,  
 Marmaduke Williams, and  
 Alexander Wilson.

The other amendments reported from the committee of the whole House to the said bill, being twice read, were, on the question severally put thereupon, agreed to by the House.

A motion was then made by Mr. Blount, and seconded, farther to amend the bill, by striking out in the thirty-seventh and thirty-eighth lines of the sixth section, the words, "in addition to the sums heretofore appropriated for that purpose."

And the question being put thereupon,

It passed in the negative,      { Yeas 49.  
   { Nays 62.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

David Bard,	John Lambert,
Joseph Barker,	Edward Lloyd,
Burwell Bassett,	John Love,
William W. Bibb,	Nathaniel Maron,
William Blackledge,	Robert Marion,
Thomas Blount,	Jeremiah Morrow,
Robert Brown,	John Morrow,
William A. Burwell,	John Porter,
William Butler,	John Randolph,
Joseph Culhoun,	John Rea. ( <i>Pennsylvania</i> ),
Matthew Clay,	John Rea, ( <i>Tennessee</i> ),
John Culpeper,	Matthias Richards,
Josiah Deane,	Benjamin Say,
Joseph Desha,	Ebenezer Seaver,
Daniel M. Durell,	Samuel Shaw,
John W. Eppes,	Jedediah S. Smith,
James Fisk,	John Smith,
Meshack Franklin,	Samuel Smith,
Thomas Gholson, junior,	Richard Stanford,
Peterson Goodwyn,	John Taylor,
Isaiah L. Green,	Robert Whitehill,
John Heister,	David R. Williams,
William Hoge,	Alexander Wilson, and
James Holland,	Richard Winn.
Thomas Kenan,	

Those who voted in the negative, are

Evan Alexander,	John Blake, junior,
Lemuel J. Alston,	John Boyle,
Willis Alston, junior,	Epaphroditus Champion,
Ezekiel Bacon,	Martin Chittenden,

Orchard Cook,  
 Richard Cutts,  
 John Davenport, junior,  
 John Dawson,  
 James Elliot,  
 William Ely,  
 William Findley,  
 Francis Gardner,  
 John Harris,  
 William Helms,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 John G. Jackson,  
 Richard Jackson,  
 Robert Jenkins,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Josiah Masters,  
 William McCreery,  
 William Milnor,  
 John Montgomery,  
 Nicholas R. Moore,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Thomas Newbold,

Thomas Newton,  
 Wilson C. Nicholas,  
 Josiah Quincy,  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 James Sloan,  
 John Smilie,  
 Henry Southard,  
 William Stedman,  
 Clement Stores,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 George M. Troup,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 Isaac Wilbour,  
 Marmaduke Williams, and  
 Nathan Wilson.

No other amendment being offered thereto, it was Ordered, That the said bill, with the amendments agreed to, be engrossed, and read the third time, on Monday next.

A message, in writing, was received from the President of the United States, by Mr. Coles, his Secretary, who delivered in the same, and then withdrew.

The House resumed the consideration of the bill sent from the Senate, intituled "An act to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes," as amended by the House, on the twenty-fourth instant: Whereupon,

A motion was made by Mr. John G. Jackson, and seconded, further to amend the said bill, by inserting

after the eighteenth section, new sections, as the nineteenth, twentieth, twenty-first and twenty-second sections, in the words following, to wit :

"Sec. 19. *And be it further enacted*, That after demand made, and refusal on the part of his Britannic majesty to withdraw his decrees and orders infringing the lawful commerce of the United States, the President of the United States shall be authorized to employ such a portion of the volunteer militia of the United States, not exceeding thousand, and of the regular troops as may be necessary, to take possession of the territories of his Britannic majesty bordering on the United States, and to hold the same ; and to instruct the commanders of the public armed vessels which are or shall be employed in the service of the United States, to subdue, seize and take any armed or unarmed British vessel on the high seas, or elsewhere ; and such captured vessel, with her apparel, guns and appurtenances, and the goods or effects which shall be found on board the same, being British property, shall be brought within some port of the United States, and shall be duly proceeded against, and condemned as forfeited, and shall accrue and be distributed as by law is or shall be provided respecting the captures which shall be made by the public armed vessels of the United States."

"Sec. 20. *And be it further enacted*, That the president of the United States shall be, and he is hereby authorized and required, after demand and refusal, to grant to the owners of private armed vessels of the United States who shall make application therefor, special commissions in the form which he shall direct, and under the seal of the United States : and such private armed vessels, when duly commissioned, as aforesaid, shall have the same license and authority for the subduing, seizing and capturing any armed or unarmed British vessel, and for the recapture of the vessels, goods and effects of the people of the United States, as the public armed vessels

of the United States may by law have; and shall be, in like manner, subject to such instructions as shall be ordered by the president of the United States for the regulation of their conduct. And the commissions which shall be granted, as aforesaid, shall be revoked at the pleasure of the President of the United States.

"Sec. 21. *And be it further enacted*, That after demand made and refusal on the part of the emperor of France to withdraw his decrees and orders, infringing the lawful commerce of the United States, the President of the United States shall be authorized and required to instruct the commanders of the public armed vessels which are or shall be employed in the service of the United States, to subdue, seize and take any armed or unarmed French vessel on the high seas, or elsewhere; and such captured vessel, with her apparel, guns and appurtenances, and the goods or effects which shall be found on board the same, being French property, shall be brought within some port of the United States, and shall be proceeded against and condemned as forfeited, and shall accrue and be distributed as by law is or shall be provided respecting the captures which shall be made by the public armed vessels of the United States.

"Sec 22. *And be it further enacted*, That the President of the United States shall be, and he is hereby authorized and required, after demand and refusal, as aforesaid, to grant to the owners of private armed ships and vessels of the United States, who shall make application therefor, special commissions in the form which he shall direct, and under the seal of the United States; and such private armed vessels, when duly commissioned, as aforesaid, shall have the same license and authority for the subduing, seizing and capturing any armed or unarmed French vessel, and for the recapture of the vessels, goods and effects of the people of the United States, as the public armed vessels of the United States may by law have; and shall be, in like manner, subject to such

instructions as shall be ordered by the President of the United States for the regulation of their conduct : And the commissions which shall be granted, as aforesaid, shall be revokable at the pleasure of the President of the United States."

And the said proposed amendment, being read at the Clerk's table,

A motion was made by Mr. Eppes, and seconded, that the farther consideration of the said bill, with the amendments, be postponed until Monday next.

And the question being taken thereupon,

It passed in the negative, the House being equally divided, to wit :

Yeas 60. }  
Nays 60. }

And Mr. Speaker declaring himself with the nays.

The yeas and nays, as demanded by one fifth of the members present, are as follows :

#### YEAS.

Evan Alexander,  
Lemuel J. Alston,  
Willis Alston, junior,  
David Bard,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
Thomas Blount,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
Richard Cutts,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
John W. Eppes,  
William Findley,  
Meshack Franklin,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,

James Holland,  
David Holmes,  
Benjamin Howard,  
John G. Jackson,  
Richard M. Johnson,  
Thomas Kenan,  
John Love,  
Nathaniel Macon,  
Robert Marion,  
John Montgomery,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Pugh,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Lemuel Sawyer,  
Benjamin Say,



Ebenezer Seaver,  
 Samuel Shaw,  
 John Smilie,  
 John Smith,  
 Richard Stanford,  
 John Taylor,

George M. Troup,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Marmaduke Williams,  
 Alexander Wilson, and  
 Richard Winn.

### NAYS.

Ezekiel Bacon,  
 Joseph Barker,  
 John Blake, junior,  
 Adam Boyd,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 Orchard Cook,  
 John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior,  
 Daniel M. Durell,  
 James Elliot,  
 William Ely,  
 James Fisk,  
 Barent Gardenier,  
 Francis Gardner,  
 Edwin Gray,  
 John Harris,  
 John Heister,  
 William Helms,  
 William Hoge,  
 Reuben Humphreys,  
 Daniel Ilisley,  
 Richard Jackson,  
 Robert Jenkins,  
 James Kelly,  
 John Lambert,  
 Joseph Lewis, jun.  
 Edward St. Loc Livermore,  
 Edward Lloyd,

Josiah Masters,  
 William Milnor,  
 Nicholas R. Moore,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Josiah Quincy,  
 John Randolph,  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 James Sloan,  
 Jedediah K. Smith,  
 Samuel Smith,  
 Henry Southard,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Abram Trigg,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 David R. Williams, and  
 Nathan Wilson.

And on the question, that the House do agree to the said amendment to the amendment,

It passed in the negative.

A motion was then made by Mr. John G. Jackson, and seconded, that the further consideration of the proposed amendment, as herein before recited, be postponed until Monday next,

And the question being put thereupon,

It passed in the negative.

A motion was made by Mr. David R. Williams, and seconded, to amend so much of the amendment proposed by Mr. John G. Jackson, as is contained in the first section, by striking out the words "*after demand made, and refusal on the part of his Britannic majesty to withdraw his decrees and orders infringing the lawful commerce of the United States,*" and inserting in lieu thereof, after the word "be," the following words: "and he hereby is:" Whereupon,

A division of the question on the same, was called for by Mr. Eppes, and seconded: Whereupon,

The first member of the said proposed amendment, to strike out the words herein before recited, being twice read, was, on the question put thereupon, disagreed to by the House,

Yeas 56. }  
Nays 67. }

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Ezekiel Bacon,  
William W. Bibb,  
John Blake, junior,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
Matthew Clay,  
Orchard Cook,  
John Culpeper,  
Josiah Deane,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
Francis Gardner,  
John Harris,  
William Helms,  
William Hoge,  
Daniel Hsley,

Richard Jackson,  
Robert Jenkins,  
James Kelly,  
Philip B. Key,  
Joseph Lewis, junior,  
Edward St. Loe Livermore,  
Edward Lloyd,  
Matthew Lyon,  
Nathaniel Macon,  
William M'Creeery,  
William Milnor,  
John Montgomery,  
Jeremiah Morrow,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Josiah Quincy,  
John Randolph,  
Samuel Riker,  
John Rewan,

John Russell,  
 Samuel Shaw,  
 Jedediah K. Smith,  
 Richard Stanford,  
 William Stedman,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 Abram Trigg,

James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 Isaac Wilbour,  
 David R. Williams, and  
 Nathan Wilson.

Those who voted in the negative, are

Willis Alston, junior,  
 David Bard,  
 Joseph Barker,  
 Burwell Bassett,  
 William Blackledge,  
 Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William A. Burwell,  
 William Butler,  
 Joseph Calhoun,  
 Richard Cutts,  
 Samuel W. Dana,  
 John Davenport, junior,  
 John Dawson,  
 Joseph Desha,  
 John W. Eppes,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Barent Gardenier,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Edwin Gray,  
 Isaiah L. Green,  
 John Heister,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 John G. Jackson,  
 Richard M. Johnson,  
 Thomas Kenan,

John Love,  
 Robert Marion,  
 Josiah Masters,  
 Nicholas R. Moore,  
 Thomas Moore,  
 John Morrow,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Pugh,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Lemuel Sawyer,  
 Benjamin Say,  
 Ebenezer Seaver,  
 James Sloan,  
 John Smilie,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Clement Storer,  
 Lewis B. Sturges,  
 John Taylor,  
 John Thompson,  
 George M. Troup,  
 Jabez Upham,  
 Robert Whitehill,  
 Marmaduke Williams,  
 Alexander Wilson, and  
 Richard Winn.

And so the question on the second member of the said amendment to the amendment, was lost.

A motion was made by Mr. Burwell, and seconded, that the said bill, with the amendments, do lie on the table.

And the question being put thereupon,

There appeared, { Yeas 64.  
Nays 63.

And Mr. Speaker declaring himself with the nays, the House was equally divided, and the question lost.

The yeas and nays, as demanded by one-fifth of the members present, are as follow :

#### YEAS.

Evan Alexander,  
Lemuel J. Alston,  
Willis Alston, junior,  
David Bard,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
Thomas Blount,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
Richard Cutts,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meslack Franklin,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
James Hollaud,  
David Holmes,

Benjamin Howard,  
John G. Jackson,  
Richard M. Johnson,  
Thomas Kenan,  
William Kirkpatrick,  
John Love,  
Nathaniel Macon,  
Robert Marion,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Pugh,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*),  
Jacob Richards,  
Matthias Richards,  
Lemuel Sawyer,  
Benjamin Say,  
Ebenezer Seaver,  
Samuel Shaw,  
John Sinilie,  
John Smith,

450 JOURNAL OF THE HOUSE

Samuel Smith,  
Richard Stanford,  
John Taylor,  
George M. Troup,

Robert Whitehill,  
Marmaduke Williams,  
Alexander Wilson, and  
Richard Winn.

NAYS.

Ezekiel Bacon,  
Joseph Barker,  
John Blake, junior,  
Adam Boyd,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
Orchard Cook,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
Barent Gardenier,  
Francis Gardner,  
James M. Garnett,  
John Harris,  
John Heister,  
William Helms,  
William Hoge,  
Reuben Humphreys,  
Daniel Hsley,  
Richard Jackson,  
Robert Jenkins,  
James Kelly,  
Philip B. Key,  
John Lambert,  
Joseph Lewis, junior,  
Edward St. Loe Livermore,  
Edward Lloyd,  
Matthew Lyon,

Josiah Masters,  
William M'Creeery,  
William Milnor,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Josiah Quincy,  
John Randolph,  
Samuel Riker,  
John Rowan,  
John Russell,  
James Sloan,  
Jedediah K. Smith,  
Henry Southard,  
William Stedman,  
Clement Storer,  
Lewis B. Sturges,  
Peter Swart,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Thompson,  
Abram Trigg,  
Jabez Upham,  
James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck,  
Isaac Wilbour,  
David R. Williams,  
Nathan Wilson.  
Joseph B. Varnum, (*Speaker*)

A motion was made by Mr. George W. Campbell, and seconded, that the House do now adjourn;  
And the question being taken thereupon,

It passed in the negative, { Yeas 57.  
Nays 70.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are,

Lemuel J. Alston,  
David Bard,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
Thomas Blount,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Matthew Clay,  
Richard Cutts,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
John W. Eppes,  
William Findley,  
Meshack Franklin,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
James Holland,  
David Holmes,  
Benjamin Howard,  
John C. Jackson,  
Richard M. Johnson,  
Thomas Kenan,

William Kirkpatrick,  
John Love,  
Nathaniel Macon,  
Robert Marion,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Morrow,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Pugh,  
John Rea, (*Pennsylvania*),  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Benjamin Say,  
Ebenezer Seaver,  
John Smilie,  
John Smith,  
John Taylor,  
George M. Troup,  
Robert Whitehill,  
David R. Williams,  
Marmaduke Williams,  
Alexander Wilson, and  
Richard Winn.

Those who voted in the negative, are

Evan Alexander,  
Willis Alston, junior,  
Ezekiel Bacon,  
Joseph Barker,  
John Blake, junior,  
Adam Boyd,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
Orchard Cook,

John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
James Fisk,  
Barent Gardenier,  
Francis Gardner,  
James M. Garnett,

John Harris,  
 John Heister,  
 William Helms,  
 William Hoge,  
 Reuben Humphreys,  
 Daniel Huley,  
 Richard Jackson,  
 Robert Jenkins,  
 James Kelly,  
 Philip B. Key,  
 John Lambert,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Edward Lloyd,  
 Matthew Lyon,  
 Josiah Masters,  
 William McCreery,  
 William Milnor,  
 Jonathan Q. Mosely,  
 Gurdon S. Mumford,  
 Thomas Newbold,  
 Josiah Quincy,  
 John Randolph,  
 Samuel Riker,  
 John Rowan,

John Russell,  
 Lemuel Sawyer,  
 Samuel Shaw,  
 James Sloan,  
 Jedediah K. Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Abram Trigg,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 Isaac Wilbour, and  
 Nathan Wilson.

A motion was made by Mr. David R. Williams, and seconded, to amend so much of the said amendment proposed by Mr. John G. Jackson, as is contained in the first section, by striking out the words "to withdraw his orders and decrees infringing the lawful commerce of," and inserting in lieu thereof, the words "adjust the disputes with the".

And on the question, that the House do agree to the said proposed amendment,

It passed in the negative, { Yeas 25.  
 { Nays 95.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
 Willis Alston, junior,

William W. Bibb,  
 William Blackledge,

Joseph Calhoun,  
 Mattheu Clay,  
 Richard Cutts,  
 Josiah Deane,  
 James Fisk,  
 Thomas Kenan,  
 Nathaniel Macon,  
 John Montgomery,  
 Thomas Moore,  
 Thomas Newbold,  
 John Porter,

Ebenezer Seaver,  
 Samuel Shaw,  
 Jedediah K. Smith,  
 Richard Stanford,  
 Abram Trigg,  
 George M. Troup,  
 Daniel C. Verplanck,  
 David R. Williams,  
 Marmaduke Williams, and  
 Richard Winn.

Those who voted in the negative, are

Ezekiel Bacon,  
 David Bard,  
 Joseph Barker,  
 Burwell Bassett,  
 John Blake, junior,  
 Thomas Blount,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William A. Burwell,  
 William Butler,  
 John Campbell,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 Orchard Cook,  
 John Culpeper,  
 Samuel W. Dana,  
 John Davenport, jun.  
 John Dawson,  
 Joseph Desha,  
 Daniel M. Durell,  
 James Elliot,  
 William Ely,  
 John W. Eppea,  
 William Findley,  
 Meshack Franklin,  
 Barent Gardenier,  
 Francis Gardner,  
 James M. Garnett,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Harris,

John Heister,  
 William Helms,  
 William Hoge,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 John G. Jackson,  
 Richard Jackson,  
 Robert Jenkins,  
 Richard M. Johnson,  
 James Kelly,  
 Philip B. Key,  
 William Kirkpatrick,  
 John Lambert,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Edward Lloyd,  
 John Love,  
 Matthew Lyon,  
 Josiah Masters,  
 William McCreery,  
 William Milnor,  
 Nicholas R. Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Gurdon S. Mumford,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Pugh,  
 Josiah Quincy,  
 John Rea, (*Pennsylvania*)



John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 Lemuel Sawyer,  
 Benjamin Say,  
 James Sloan,  
 John Smilie,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 William Stedman,  
 Clement Storer,

Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Taylor,  
 John Thompson,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Isaac Wilbour, and  
 Nathan Wilson.

A motion was then made by Mr. John Montgomery, and seconded, that the House do now adjourn.  
 And the question being put thereupon,

It passed in the negative,	{ Yeas 50.
	{ Nays 70.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
 Willis Alston, junior,  
 Burwell Bassett,  
 William W. Bibb,  
 William Blackledge,  
 Thomas Blount,  
 John Boyle,  
 Robert Brown,  
 William A. Burwell,  
 William Butler,  
 Joseph Calhoun,  
 Matthew Clay,  
 John Dawson,  
 Josiah Deane,  
 Joseph Desha,  
 John W. Eppes,  
 William Findley,  
 Meshack Franklin,

Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 John G. Jackson,  
 Richard M. Johnson,  
 Thomas Kenan,  
 William Kirkpatrick,  
 John Love,  
 Nathaniel Macon,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Morrow,  
 Thomas Newbold,

Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Benjamin Say,

Ebenezer Seaver,  
John Smith,  
John Taylor,  
George M. Troup,  
Robert Whitehill,  
David R. Williams, and  
Marmaduke Williams.

Those who voted in the negative, are

Ezekiel Bacon,  
Joseph Barker,  
John Blake, junior,  
Adam Boyd,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
Orchard Cook,  
John Culpeper,  
Richard Cutts,  
Samuel W. Dana,  
John Davenport, junior,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
James Fisk,  
Barent Gardenier,  
Francis Gardner,  
James M. Garnett,  
Edwin Gray,  
John Harris,  
John Heister,  
William Helms,  
William Hoge,  
Reuben Humphreys,  
Daniel Hsley,  
Richard Jackson,  
Robert Jenkins,  
James Kelly,  
Philip B. Key,  
John Lambert,  
Joseph Lewis, junior,  
Edward St. Loë Livermore,  
Edward Lloyd,  
Matthew Lyon,

Josiah Masters,  
William M'Creeery,  
William Milnor,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Josiah Quincy,  
John Randolph,  
Matthias Richards,  
Samuel Riker,  
John Rowan,  
John Russell,  
Lemuel Sawyer,  
James Sloan,  
John Smilie,  
Jedediah K. Smith,  
Samuel Smith,  
Henry Southard,  
Richard Stanford,  
William Stedman,  
Clement Storer,  
Lewis B. Sturges,  
Peter Swart,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Thompson,  
Abram Trigg,  
Jabez Upham,  
James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck,  
Isaac Wilbour, and  
Nathan Wilson.

So much of the said amendment proposed by Mr. John G. Jackson, as is contained in the first section

thereof, being modified by the mover, by inserting after the words "president of the United States shall be authorized, the words "and required,"

And on the question, that the House do agree to the said proposed section, as so modified,

It passed in the negative,      { Yeas 48.  
  { Nays 74.

The yeas and nays being demanded by one fifth of the members present;

Those who voted in the affirmative.

Willis Alston, junior,  
David Bard,  
Burwell Basset,  
William W. Bibb,  
William Blackledge,  
Thomas Blount,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
Richard Cutts,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
John W. Eppes,  
Meshack Franklin,  
Thomas Cholson, jun.  
Peterson Goodwyn,  
James Holland,  
David Holmes,  
Benjamin Howard,  
John G. Jackson,

Richard M. Johnson,  
Thomas Kenan,  
John Love,  
John Montgomery,  
Jeremiah Morrow,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Pugh,  
John Rea (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Lemuel Sawyer,  
Benjamin Say,  
Ebenezer Seaver,  
Samuel Shaw,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
John Taylor,  
George M. Troup,  
Robert Whitehill,  
Marmaduke Williams, and  
Richard Winn.

Those who voted in the negative, are

Evan Alexander,  
Ezekiel Bacon,  
Joseph Barker,  
John Blake, junior,  
Adam Boyd,  
John Campbell,

Epaphroditus Champion,  
Martin Chittenden,  
Orchard Cook,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior.

Daniel M. Durell,  
 James Elliot,  
 William Ely,  
 William Findley,  
 Barent Gardenier,  
 Francis Gardner,  
 James M. Garnett,  
 Edwin Gray,  
 Isaiah L. Green,  
 John Harris,  
 John Heister,  
 William Helms,  
 William Hoge,  
 Reuben Humphreys,  
 Daniel Hsley,  
 Richard Jackson,  
 Robert Jenkins,  
 James Kelly,  
 Philip B. Key,  
 John Lambert,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Edward Lloyd,  
 Matthew Lyon,  
 Nathaniel Macon,  
 Josiah Masters,  
 William M-Creery,  
 William Milnor,  
 Nicholas R. Moore,  
 John Morrow,  
 Jonathan O. Mosely,

Gurdon S. Mumford,  
 Thomas Newbold,  
 Josiah Quincy,  
 John Randolph,  
 Matthias Richards,  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 James Sloan,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Abram Trigg,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 Isaac Wilbour,  
 David R. Williams,  
 Alexander Wilson, and  
 Nathan Wilson.

The question was then stated from the chair, that the House do agree to the second section contained in the amendment of Mr. John G. Jackson, to be inserted as the twentieth section of the bill.

Whereupon,

Mr. Jackson withdrew from the table so much of the said amendment as is contained in the second, third and fourth sections thereof, proposed to be the twentieth, twenty-first and twenty-second of the bill.

A motion was made by Mr. Blount, and seconded, farther to amend the bill, by inserting a new section next after the eighteenth section, as the nineteenth section of the bill, in the words following, to wit:

"And be it further enacted, That if any vessel right-fully bearing the flag of the United States, regularly cleared out according to law, and owned by a citizen or citizens of the United States, shall, upon the high seas engaged in a lawful commerce, be captured under authority of Great Britain or France, in a manner not warranted by the acknowledged laws of nations, such capture shall be considered an unequivocal act of war against the United States, and the president of the United States, upon the receipt of satisfactory proof of that fact, shall cause letters of marque and reprisal to be forthwith issued against the nation or nations by virtue of whose orders, edicts or decrees, such capture shall have been committed, subject to the restrictions and conditions which were contained in the act passed upon the ninth day of July, one thousand seven hundred and ninety-eight, intituled "An act further to protect the commerce of the United States."

And on the question, that the House do agree to the said proposed amendment,

It passed in the negative;

} Yeas 49.  
} Nays 73.

The yeas and nays being demanded by one fifth of the members present;

Those who voted in the affirmative, are

Evan Alexander,  
David Bard,  
Burwell Bassett,  
John Blake, junior,  
Thomas Blount,  
John Boyle,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
Josiah Deane,  
Joseph Desha,  
John W. Eppes;

James Fisk,  
Meshack Franklin,  
Thomas Gholson, junior,  
Isaiah L. Green,  
David Holmes,  
Benjamin Howard,  
John G. Jackson,  
Richard M. Johnson,  
Thomas Kenan,  
William Kirkpatrick,  
John Love,  
John Montgomery,

Nicholas R. Moore,  
 Jeremiah Morrow,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Pugh,  
 John Rea, (*Pennsylvania*),  
 John Rhea, (*Tennessee*),  
 Jacob Richards,  
 Matthias Richards,  
 Lemuel Sawyer,  
 Benjamin Say,

Ebenezer Seaver,  
 Samuel Shaw,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 John Taylor,  
 George M. Troup,  
 Jesse Wharton,  
 Isaac Wilbour,  
 Marmaduke Williams,  
 Alexander Wilson, and  
 Richard Winn.

Those who voted in the negative, are,

Willis Alston, junior,  
 Ezekiel Bacon,  
 William W. Bibb,  
 William Blackledge,  
 Adam Boyd,  
 William A. Burwell,  
 John Campbell,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 Matthew Clay,  
 Orchard Cook,  
 John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior,  
 John Dawson,  
 Daniel M. Durell,  
 James Elliot,  
 William Ely,  
 William Findley,  
 Barent Gardeneir,  
 Francis Gardner,  
 James M. Garnett,  
 Peterson Goodwyn,  
 Edwin Gray,  
 John Harris,  
 John Heister,  
 William Helms,  
 William Hoge,  
 James Holland,  
 Reuben Humphreys,  
 Daniel Ilsey,  
 Richard Jackson,

Robert Jenkins,  
 James Kelly,  
 Philip B. Key,  
 John Lambert,  
 Joseph Lewis, junior,  
 Edward St. Loé Livermore,  
 Edward Lloyd,  
 Matthew Lyon,  
 Nathaniel Macon,  
 Josiah Masters,  
 William McCreery,  
 William Milnor,  
 Thomas Moore,  
 John Morrow,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Josiah Quincy,  
 John Randolph,  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 James Sloan,  
 Samuel Smith,  
 Richard Stanford,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Abram Trigg,

Jabez Upham,  
James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Archibald Van Horn,

Killian K. Van Rensselaer,  
Daniel C. Verplanck,  
David R. Williams, and  
Nathan Wilson.

A motion was then made by Mr. Macon, and seconded farther to amend the bill, by striking out in the eleventh section, after the words "United States," the following words: "be and he hereby is authorized, in case either France or Great Britain shall so revoke or modify her edicts, as that they shall cease to violate the neutral commerce of the United States, to declare the same by proclamation; after which the trade of the United States, suspended by this act, and by the act laying an embargo on all ships and vessels in the ports and harbors of the United States, and the several acts supplementary thereto, may be renewed with the nation so doing; and to cause to be issued under suitable pledges and precautions, letters of marque and reprisal against the nation thereafter continuing in force its unlawful edicts against the commerce of the United States: *Provided*, That all penalties and forfeitures which shall have been previously incurred by virtue of this, or of any other act, the operation of which shall so cease and determine, shall be recovered and distributed, in like manner, as if the same had continued in full force and virtue: and vessels bound thereafter to any foreign port or place with which commercial intercourse shall by virtue of this section be again permitted, shall give bond to the United States, with approved security, in double the value of the vessel and cargo, that they shall not proceed to any foreign port, nor trade with any country other than those with which commercial intercourse shall have been or may be permitted by this act."

And the question being put thereupon,  
It passed in the negative.

A motion was made by Mr. John G. Jackson, and seconded, to amend the eleventh section of the bill, by striking out in the second line thereof, the words "*so revoke or modify her edicts as that they shall cease to violate*," and inserting, in lieu thereof, the words "*modifying her edicts which violate*."

And on the question, that the House do agree to the said proposed amendment.

It passed in the negative,      { Yeas 31.  
   { Nays 91.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Willis Alston, junior,  
David Bard,  
Burwell Bassett,  
Thomas Blount,  
Robert Brown,  
Joseph Calhoun,  
Richard Cutts,  
John W. Eppes,  
James Fisk,  
Meshack Franklin,  
Isaiah L. Green,  
David Holmes,  
Benjamin Howard,  
John G. Jackson,  
Richard M. Johnson,  
John Love,

Nathaniel Macon,  
John Montgomery,  
Thomas Moore,  
John Morrow,  
Thomas Newton,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Ebenezer Seaver,  
Samuel Shaw,  
John Smilie,  
Jedediah K. Smith,  
Richard Stanford,  
John Taylor,  
Robert W. Hitchill, and  
Richard Winn.

Those who voted in the negative, are

Evan Alexander,  
Ezekiel Bacon,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Adam Boyd,  
John Boyle,  
William A. Burwell,  
William Butler,  
John Campbell,

Epaphroditus Champion,  
Martin Chittenden,  
Matthew Clay,  
Orchard Cook,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
John Dawson,  
Josiah Deane,  
Joseph Desha,



Daniel M. Durell,  
 James Elliot,  
 William Ely,  
 William Findley,  
 Barent Gardenier,  
 Francis Gardner,  
 James M. Garnett,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 John Harris,  
 John Heister,  
 William Helms,  
 William Hoge,  
 James Holland,  
 Reuben Humphreys,  
 Daniel Hsley,  
 Richard Jackson,  
 Robert Jenkins,  
 James Kelly,  
 Philip B. Key,  
 William Kirkpatrick,  
 John Lambert,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Edward Lloyd,  
 Matthew Lyon,  
 Josiah Masters,  
 William McCreery,  
 William Milnor,  
 Nicholas R. Moore,  
 Jeremiah Morrow,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Thomas Newbold,  
 Wilson C. Nicholas,  
 John Porter,

John Pugh,  
 Josiah Quincy,  
 John Randolph,  
 Matthias Richards,  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 Lemuel Sawyer,  
 Benjamin Say,  
 James Sloan,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Abram Trigg,  
 George M. Troup,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Isaac Willbour,  
 David R. Williams,  
 Marmaduke Williams,  
 Alexander Wilson, and  
 Nathan Wilson.

A motion was made by Mr. Eppes, and seconded,  
 farther to amend the bill, by striking out in the fourth  
 and fifth lines of the seventeenth section of the en-  
 grossed bill, the words "*so much of the said acts as  
 is repealed by this act, or which have been, or may  
 hereafter be incurred by virtue of the said acts, on ac-  
 count of any infraction of so much of the said acts, as*"

*is not repealed by this act,"* and inserting in lieu thereof, the words "the said acts repealed by this act."

And the question being taken thereupon,

It passed in the negative, } Yeas 50.  
  } Nays 70.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
David Bard,  
Burwell Bassett,  
William Blackledge,  
Thomas Blount,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
Daniel M. Durell,  
John W. Eppes,  
William Findley,  
Meshack Franklin,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
James Holland,  
David Holmes,  
Benjamin Howard,  
John G. Jackson,  
Richard M. Johnson,

Thomas Kenan,  
William Kirkpatrick,  
John Lambert,  
John Love,  
John Montgomery,  
Nicholas R. Moore,  
Jeremiah Morrow,  
John Morrow,  
Wilson C. Nicholas,  
John Porter,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Matthias Richards,  
Benjamin Say,  
Ebenezer Seaver,  
Samuel Shaw,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
John Taylor,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbour,  
Alexander Wilson, and  
Richard Winn.

Those who voted in the negative, are

Willis Alston, junior,  
Ezekiel Bacon,  
Joseph Barker,  
William W. Bibb,  
John Blake, junior,  
Adam Boyd,

John Campbell,  
Epaphroditus Champion,  
Matthew Clay,  
Orchard Cook,  
John Culpeper,  
Richard Cutts,

Samuel W. Dana,  
 John Davenport, junior,  
 James Elliot,  
 William Ely,  
 James Fisk,  
 Barent Gardenier,  
 Francis Gardner,  
 James M. Garnett,  
 John Harris,  
 John Heister,  
 William Helms,  
 William Hoge,  
 Reuben Humphreys,  
 Daniel Hsley,  
 Richard Jackson,  
 Robert Jenkins,  
 James Kelly,  
 Philip B. Key,  
 Joseph Lewis, jun.  
 Edward St. Loë Livermore,  
 Edward Lloyd,  
 Matthew Lyon,  
 Nathaniel Macon,  
 Josiah Masters,  
 William McCreery,  
 William Milnor,  
 Thomas Moore,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,

Thomas Newbold,  
 Thomas Newton,  
 Josiah Quincy,  
 John Randolph,  
 Samuel Riker,  
 John Russell,  
 James Sloan,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge;  
 John Thompson,  
 Abram Trigg,  
 George M. Troup,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 David R. Williams,  
 Marmaduke Williams, and  
 Nathan Wilson.

A motion was made by Mr. Bibb, and seconded, farther to amend the bill by striking out next after the words "repealed after the," in the third line of the twelfth section of the engrossed bill, the word "*fourth*," and inserting, in lieu thereof, the word "fifteenth." Whereupon,

A division of the question on the said proposed amendment, was called for by Mr. Gardner, and seconded,

And on the question, that the House do agree to the first member thereof, for striking out the word "*fourth*," as herein before recited,

It was resolved in the affirmative, { Yeas 59.  
 { Nays 56.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Willis Alston, junior,  
David Bard,  
William W. Bibb,  
William Blackledge,  
Thomas Blount,  
John Boyle,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
Richard Cutts,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
James Holland,  
David Holmes,  
Benjamin Howard,  
John G. Jackson,  
Richard Jackson,  
Richard M. Johnson,  
Thomas Kenan,  
William Kirkpatrick,

John Lambert,  
John Love,  
Nathaniel Macon,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
John Mortow,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Randolph,  
John Rea, (*Pennsylvania*),  
John Rhea, (*Tennessee*)  
Benjamin Say,  
Ebenezer Seaver,  
Samuel Shaw,  
John Smilie,  
John Smith,  
Samuel Smith,  
Richard Stanford,  
John Taylor,  
George M. Troup,  
Jesse Wharton,  
Robert Whitehill,  
David R. Williams,  
Marmaduke Williams,  
Alexander Wilson, and  
Richard Winn.

Those who voted in the negative, are

Ezekiel Bacon,  
Joseph Barker,  
Burwell Bassett,  
John Blake, junior,  
Adam Boyd,  
Epaphroditus Champion,  
Orchard Cook,  
John Culpeper,  
Samuel W. Dana,

John Davenport, junior,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
Barent Gardenier,  
Francis Gardner,  
James M. Garnett,  
John Harris,  
John Heister,

William Helms,  
 William Hoge,  
 Daniel Hsley,  
 Robert Jenkins,  
 James Kelly,  
 Philip B. Key,  
 Joseph Lewis, junior,  
 Edward St. Loe Livermore,  
 Edward Lloyd,  
 Matthew Lyon,  
 Josiah Masters,  
 William McCreery,  
 William Milnor,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Josiah Quincy,  
 Matthias Richards,  
 Samuel Riker,  
 John Rowan,

John Russell,  
 James Sloan,  
 Jedediah K. Smith,  
 Henry Southard,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Thompson,  
 Abram Trigg,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer, and  
 Nathan Wilson.

On the question that the House do agree to the second member of the said amendment, to insert the word "fifteenth," in lieu of the word "*fourth*," so stricken out.

It was resolved in the affirmative, } Yeas 86.  
 } Nays 30.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
 Willis Alston, junior,  
 Ezekiel Bacon,  
 David Bard,  
 Burwell Bassett,  
 William W. Bibb,  
 William Blackledge,  
 John Blake, junior,  
 Adam Boyd,  
 John Boyle,  
 Robert Brown,  
 William A. Burwell,  
 William Butler,  
 Joseph Calhoun,

Epaphroditus Champion,  
 Matthew Clay,  
 John Culpeper,  
 Richard Cutts,  
 John Davenport, jun.  
 Josiah Deane,  
 Joseph Desha,  
 Daniel M. Durell,  
 James Elliot,  
 William Ely,  
 John W. Eppes,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,

Francis Gardner,  
James M. Garnett,  
Peterson Goodwyn,  
Isaiah L. Green,  
John Harris,  
William Helms,  
William Hoge,  
David Holmes,  
Benjamin Howard,  
Daniel Ilsley,  
John G. Jackson,  
Richard Jackson,  
Robert Jenkins,  
Richard M. Johnson,  
Thomas Kenan,  
Philip B. Key,  
John Lambert,  
Edward Lloyd,  
John Love,  
Matthew Lyon,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,  
Jonathan O. Mosely,  
Thomas Newton,  
Wilson C. Nicholas,  
John Randolph,  
John Rea, (*Pennsylvania*.)

John Rhea, (*Tennessee*)  
Matthias Richards,  
Samuel Riker,  
John Rowan,  
John Russell,  
Ebenezer Seaver,  
Samuel Shaw,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Samuel Smith,  
Henry Southard,  
Richard Stanford,  
Clement Storer,  
Lewis B. Sturges,  
Peter Swart,  
Samuel Taggart,  
John Taylor,  
John Thompson,  
Abram Trigg,  
George M. Troup,  
James I. Van Alen,  
Philip Van Cortlandt,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbour,  
Marmaduke Williams, and  
Alexander Wilson.

Those who voted in the negative, are

Joseph Barker,  
Thomas Blount,  
Orchard Cook,  
Samuel W. Dana,  
John Dawson,  
Barent Gardenier,  
Thomas Cholson, junior,  
John Heister,  
James Holland,  
James Kelly,  
William Kirkpatrick,  
Joseph Lewis, junior,  
Edward St. Loe Livermore,  
Nathaniel Macon,  
Josiah Masters,

William McCreery,  
William Milnor,  
John Morrow,  
Gurdon S. Mumford,  
Josiah Quincy,  
Benjamin Say,  
James Sloan,  
William Stedman,  
Benjamin Tallmadge,  
Jabez Upham,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
David R. Williams, and  
Richard Winn.

A motion being then made by Mr. Randolph, and seconded, farther to amend the said twelfth section of the bill, by striking out immediately after the word "March," in the fourth line, the word "*next*," and inserting in lieu thereof, the words "one thousand eight hundred and nine."

The said proposition of amendment was superseded by a motion made by Mr. Macon, and seconded, further to amend the said twelfth section, by striking out in the third and fourth lines thereof, as amended by the House, the words "*fifteenth day of March*," and inserting in lieu thereof, the words "first day of September,"

And on the question, that the House do agree to the amendment proposed by Mr. Macon,

It passed in the negative,

The question then recurred on the amendment moved by Mr. Randolph ;

And the question being taken, that the House do agree to the same.

It was resolved in the affirmative.

A motion was made by Mr. Wharton, and seconded, further to amend the bill, by striking out in the second and third lines of the nineteenth section, the following words, "*and that the act laying an embargo on all ships and vessels in the ports and harbors of the United States, and the several acts supplementary thereto, shall be, and the same are hereby repealed from and after the end of the next session of Congress*,"

And the question being put thereupon,

It passed in the negative.

A motion was then made by Mr. John G. Jackson, and seconded, further to amend the bill, by striking out in the first line of the said nineteenth section, the words "*end of the next session of Congress*."

And the question being put thereupon,

It passed in the negative.

The said bill being further amended at the Clerk's table, it was

Ordered, That the amendments agreed to, be engrossed, and, together with the bill, be read the third time, on Monday next.

The several orders of the day were farther postponed until Monday next.

And then the House adjourned until Monday morning, ten o'clock.

MONDAY, February 27, 1809.

On motion of Mr. M'Creery, and seconded,

Resolved, That a committee be appointed to enquire into the expediency of prohibiting by law, for a limited time, the exportation of arms, ammunition, canvas and cordage ; and that they have leave to report by bill, or otherwise.

Ordered, That Mr. M'Creery, Mr. Quincy, and Mr. Mumford, be appointed a committee pursuant to the said resolution.

On a motion made, and leave given by the House.

Mr. Jedediah K. Smith, from the committee appointed the second instant, presented, according to order, a bill to extend to Amos Whittemore and William Whittemore, junior, the patent right to a machine for manufacturing cotton and wool cards, which was received and read the first time.

On motion,

The said bill was read the second time :

Whereupon,

The House proceeded to the consideration thereof ; and the blank therein being filled up at the Clerk's table, with the word " fourteen," it was

Ordered, That the said bill, with the amendment, be engrossed, and read the third time, to-morrow.

On a motion made, and leave given by the House,

Mr. Rhea, (of Tennessee) from the Committee on Post-Offices and Post-Roads, presented, according to order, a bill to alter and establish certain post-roads, which was received, and read the first time.



On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

Mr. Jeremiah Morrow, from the Committee on the Public Lands, to whom were referred, on the tenth of December last, and the third instant, the petitions of Job Sheldon, of the state of Rhode Island, and of William Erwin and Richard Long, of the state of New Jersey, made a report thereon, which he delivered in at the Clerk's table, where the same was read, and considered : Whereupon,

Resolved, That the petitioners have leave to withdraw their several petitions.

Mr. M'Creery, from the committee appointed this day, presented, according to order, a bill prohibiting for a limited time, the exportation of arms, ammunition, canvas, cordage and hemp, and for encouraging the importation thereof, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

On a motion made, and leave given by the House,

Mr. Holmes, from the Committee of Claims, to whom were referred, on the ninth ultimo, a petition of Beniot Schweighauser, by John Mason, his attorney, and sundry documents accompanying the same, presented, according to order, a bill to authorize the proper accounting officers of the treasury to settle the account of the legal representatives of John Daniel Schweighauser, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, to-morrow.

On a motion made by Mr. Blount, and seconded, that the House do come to the following resolution :

Resolved, That the committee to whom was referred so much of the message of the President, as relates to the military and naval establishments, be instructed to enquire into the expediency of increasing the bounty now allowed by law, to recruits in the military service. .

The question was taken, that the House do agree to the said proposed resolution,

And passed in the negative.

The message, in writing, received on Saturday last from the President of the United States, was read, as followeth :

*To the Senate and House of Representatives of the United States.*

“ I now lay before Congress, a statement of the militia of the United States, according to the latest returns received by the Department of War.”

TH: JEFFERSON.

February 25, 1809.

The said message was read, and, together with the return transmitted therewith, ordered to lie on the table.

Mr. Nelson presented a memorial of sundry inhabitants of Frederick county, in the state of Maryland, whose names are thereunto subscribed, stating their disapprobation of the edicts and decrees issued against the commercial intercourse and neutral rights of the United States by certain belligerent powers; and pledging themselves to support with their lives, fortunes and sacred honor, all such measures as the wisdom of Congress may adopt for the safety and prosperity of the union.

The said memorial was read, and ordered to lie on the table.

The Speaker laid before the House, a letter from the Secretary of the Treasury, accompanied with his report on the petition of Daniel Jennings, collector of the internal revenue of the United States in the district of Ohio, referred to him by order of the House, on the fourteenth of April last, which were read, and ordered to lie on the table.

The Speaker also laid before the House, a letter from the Secretary of the Treasury, transmitting an abstract of the emoluments of the officers of the customs, from the first of January to the thirtieth of September, one thousand eight hundred and eight, inclusive, prepared in pursuance of a resolution of this House of the twenty-fifth of April, in the same year, which were read, and ordered to be referred to the Committee of Commerce and Manufactures.

The Speaker presented to the House, a memorial and remonstrance of the legislature of the state of Massachusetts, expressive of their disapprobation of the several acts of Congress laying and enforcing an embargo on all ships and vessels in the ports and harbors of the United States, and the opinions and views of that legislature of the system of policy pursued by the present administration of the federal government; also stating, that it appears to them from certain official documents published by order of Congress, a disposition has been evinced on the part of Great Britain to cultivate a good understanding with the United States of America, whilst the representations and complaints of our minister in France, have been treated with contemptuous silence, or answered only with new outrages on the part of the emperor and government of that country.

The said memorial and remonstrance was read: Whereupon,

A motion was made by Mr. Fisk, and seconded, that the same be referred to the consideration of a select committee, that they do examine the matter thereof,

and report the same, with their opinion thereupon, to the House.

And the question being put thereupon,

It was resolved in the affirmative.

A motion was then made by Mr. Rowan, and seconded, that the House do re-consider their vote on a reference of the said memorial and remonstrance to a select committee;

And on the question for re-consideration,

It was resolved in the affirmative.

The question was then taken, that the same be referred to a select committee of this House, to consist of seven members.

And passed in the negative.

A motion was made by Mr. Quincy, and the question being put thereupon, that the said memorial and remonstrance be printed for the use of the members.

It passed in the negative.

On motion of Mr. Rowan, and seconded, that the same do lie on the table.

The question was taken thereupon,

And resolved in the affirmative.

Mr. Van Alen, from the joint committee for inrolled bills reported, that the committee had examined three inrolled bills, to wit;

“An act for the disposal of certain tracts of land in the Mississippi territory, claimed under Spanish grants reported by the land commissioners as antedated; and to confirm the claims of Abraham Ellis and Daniel Harregal;”

“An act for the relief of Daniel Cotton,” and

“An act for the relief of certain Alibama and Wyandott Indians,” and had found the same to be truly inrolled; Whereupon,

Mr. Speaker signed the said inrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

An engrossed bill further to amend the several acts for the establishment and regulation of the Treasury,

War and Navy Departments; and making appropriations for the support of the military establishment, and of the navy of the United States, for the year one thousand eight hundred and nine, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act further to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments; and making appropriations for the support of the military establishment, and of the navy of the United States, for the year one thousand eight hundred and nine."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The bill sent from the Senate, intituled "An act to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes," together with the amendments agreed to on Saturday last, was read the third time:

And on the question, that the same do pass,

It was resolved in the affirmative, { Yeas 81.  
Nays 40.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
Joseph Barker,  
John Blake, junior,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
John Culpeper,

Richard Cutts,  
Josiah Deane,  
Joseph Desha,  
Daniel M. Durell,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
James M. Garnett,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,

John Harris,  
 John Heister,  
 William Helms,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 Richard M. Johnson,  
 Walter Jones,  
 Thomas Kenan,  
 Philip B. Key,  
 John Lambert,  
 Joseph Lewis, junior,  
 Edward Lloyd,  
 John Love,  
 Matthew Lyon,  
 Robert Marion,  
 Josiah Masters,  
 William M'Creery,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 John Morrow,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Pugh,

John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 John Russell,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 James Sloan,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Clement Storer,  
 Peter Swart,  
 John Thompson,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Archibald Van Horn,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Isaac Wilbour,  
 Marmaduke Williams,  
 Alexander Wilson, and  
 Nathan Wilson.

Those who voted in the negative. are

David Bard,  
 Burwell Bassett,  
 William W. Bibb,  
 William Blackledge,  
 Thomas Blount,  
 Joseph Calhoun,  
 John Campbell,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 Matthew Clay,  
 Samuel W. Dana,  
 John Davenport, junior,  
 John Dawson,  
 James Elliot,  
 William Ely,  
 Barent Gardenier,

Francis Gardner,  
 William Hoge,  
 Richard Jackson,  
 James Kelly,  
 William Kirkpatrick,  
 Nathaniel Macon,  
 William Milnor,  
 Jonathan O. Mosely,  
 Thomas Newbold,  
 John Porter,  
 Josiah Quincy,  
 John Randolph,  
 John Rowan,  
 Richard Stanford,  
 William Stedman,  
 Lewis B. Sturges,

476 JOURNAL OF THE HOUSE

Benjamin Tallmadge,  
John Taylor,  
Abram Trigg,  
George M. Troup,

Jabez Upham,  
Nicholas Van Dyke,  
Killian K. Van Rensselaer, and  
Robert Whitehill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have passed a resolution for the appointment of a committee of three members on their part, who, with three members of the House of Representatives, to be appointed a committee on the part of this House, shall have the application of the money appropriated by the "Act making a further appropriation for the support of a library," passed the twenty-first of February, one thousand eight hundred and six, to which they desire the concurrence of this House: And then he withdrew.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, ten o'clock.

TUESDAY, February 28, 1809.

On a motion made, and leave given by the House, Mr. Newton, from the Committee of Commerce and Manufactures, to whom was referred on the sixteenth of November last, a petition of the president and directors of the Maine Bank, at Portland, in the district of Maine, presented, according to order, a bill to authorize the collector of Baltimore, on certain conditions, to register anew the ship Thomas, which was received, and read the first time.

On motion,

The said bill was read the second time:

Whereupon,

A motion was made by Mr. Blackledge, and seconded, that the House do now adjourn.

And the question being taken thereupon,

It passed in the negative,  $\left\{ \begin{array}{l} \text{Yeas 2.} \\ \text{Nays 85.} \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Matthew Lyon, and

Nathaniel Macon.

Those who voted in the negative, are

Joseph Barker,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William Butler,  
John Campbell,  
Martin Chittenden,  
John Culpeper,  
Richard Cutts,  
John Davenport, junior,  
John Dawson,  
Josiah Deane,  
James Elliot,  
William Ely,  
James Fisk,  
Meshack Franklin,  
Peterson Goodwyn,  
Edwin Gray,  
Isaiah L. Green,  
John Harris,  
John Heister,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Daniel Ilsey,  
Richard M. Johnson,  
Walter Jones,  
James Kelly,

Thomas Kenan,  
John Lambert,  
Joseph Lewis, junior,  
John Love,  
Robert Marion,  
William M'Creery,  
William Milnor,  
John Montgomery,  
Nicholas R. Moore,  
Jeremiah Morrow,  
John Morrow,  
Gurdon S. Mumford,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Pugh,  
Josiah Quincy,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
John Rowan,  
Lemuel Sawyer,  
Benjamin Say,  
Samuel Shaw,  
James Sloan,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,



John Smith,  
 Samuel Smith,  
 Henry Southard,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 John Taylor,  
 John Thompson,  
 George M. Troup,  
 Jabez Upham;

Philip Van Cortlandt,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Marmaduke Williams,  
 Alexander Wilson,  
 Nathan Wilson, and  
 Richard Winn.

The House then proceeded to consider the bill to authorize the collector of Baltimore, on certain conditions, to register anew the ship Thomas :

Whereupon,

A motion was made by Mr. Holland, and seconded, that the farther consideration thereof be postponed *indefinitely* ;

And the question being put thereupon,

It passed in the negative.

On motion of Mr. Holland, and seconded,

Ordered, That the said bill be committed to a committee of the whole House to-morrow.

Mr. Wharton presented a petition of Samuel Doak, praying to be placed on the pension list, for the reasons therein set forth.

The said petition was read, and ordered to be referred to the committee of the whole House, to whom was re-committed on the twenty-second instant, an engrossed bill concerning invalid pensioners.

Mr. Jedediah K. Smith, from the committee, to whom were referred, on the second and tenth of December last, the petitions of Samuel Morey, of the state of New Hampshire, and of James Macomb, of the state of New York, made a report thereon, which was read, and considered : Whereupon,

Resolved, That this House doth concur with the committee in their recommendation, that the petitioners have leave to withdraw their petitions.

An engrossed bill to extend to Amos Whittemore and William Whittemore, junior, the patent right to a machine for manufacturing cotton and wool cards, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act to extend to Amos Whittemore and William Whittemore, junior, the patent right to a machine for manufacturing cotton and wool cards."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The House proceeded to consider the resolution received from the Senate, on the twenty-seventh instant, for the appointment of a joint committee of the two Houses, for the purpose expressed in an act passed the twenty-first of February, one thousand eight hundred and six, intituled "An act making a further appropriation for the support of a library:"

Whereupon,

Resolved, That this House doth agree to the said resolution; and that Mr. Nicholas, Mr. Dana, and Mr. Say, be appointed a committee on the part of this House, pursuant thereto.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House, according to the order of the day, resolved itself into a committee of the whole House on an engrossed bill concerning invalid pensioners; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Desha reported, that the committee had, according to order, had the said bill under consideration, and made two additional amendments thereto, which he delivered in at the Clerk's table.

The House proceeded to consider the said bill and amendments at the Clerk's table: Whereupon,

The first amendment, to strike out the third section of the bill, in the words following, to wit:

"Sec. 3. And be it further enacted, *That any officer who has not received any commutation of half*

*pay, non-commissioned officer, soldier or seaman, who, by being exposed to inclement weather, fatigue, hardship or accident, in the actual service of the United States, during the revolutionary war, became disabled, and was discharged for such disability, from the army; or who at the close of the war was in a disabled state, from any of the causes aforesaid, whether such officer, non-commissioned officer, soldier, marine or seaman, served as a volunteer in any proper service against the common enemy, or belonged to a detachment of militia, or the regular forces of the United States, or any particular state, be shall upon establishing the fact of his having received such disability in the service aforesaid, either by the testimony, on oath, of the commanding officer of the regiment, corps, company, ship, vessel or craft, in which such claimant served; or by the oath of two creditable witnesses, or other satisfactory testimony, be placed on the pension list of the United States: Provided, that the same proceedings, rules and regulations shall be had and observed in respect to applications under this law, as are prescribed by the act, intituled "An act to provide for persons who were disabled by known wounds received in the revolutionary war," passed the tenth of April, one thousand eight hundred and six," being twice read, was, on the question put thereupon, agreed to by the House.*

The second amendment reported from the committee of the whole House, to strike out the fourth section of the bill, in the words following, to wit:

"Sec. 4. And be it further enacted, *That every person who has been, or shall be admitted to a pension under the provisions of the aforesaid act of the tenth of April, one thousand eight hundred and six, shall be entitled to receive a sum equal to the aggregate amount of such pension, calculated from the time when the disability (in consequence of which it was granted) was incurred, to the time of his admission on the pension list,*" being twice read at the Clerk's table;

The question was taken that the House do concur, with the committee of the whole House, in their agreement to the said second amendment,

And resolved in the affirmative, { Yeas 53.  
Nays 32.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Willis Alston, junior,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
John Blake, junior,  
Thomas Blount,  
John Boyle,  
William A. Burwell,  
William Butler,  
Martin Chittenden,  
John Culpeper,  
Joseph Desha,  
Daniel M. Durell,  
Meshack Franklin,  
Thomas Gholson, jun.  
Peterson Goodwyn,  
Isaiah L. Green,  
William Helms,  
James Holland,  
David Holmes,  
Reuben Humphreys,  
Daniel Isley,  
Thomas Kenan,  
Nathaniel Macon,  
Robert Marion,  
Josiah Masters,  
William M. Creery,

Nicholas R. Moore,  
Jeremiah Morrow,  
John Morrow,  
Gurdon S. Mumford,  
Thomas Newbold,  
John Porter,  
John Pugh,  
John Rea (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Ebenezer Seaver,  
Samuel Shaw,  
James Sloan,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Richard Stanford,  
Clement Storer,  
Peter Swart,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Taylor,  
Jesse Wharton,  
Robert Hitchill, and  
Alexander Wilson.

Those who voted in the negative, are

William Blackledge,  
Joseph Calhoun,  
John Campbell,  
Epaphroditus Champion,  
Matthew Clay,

John Davenport, junior,  
John Dawson,  
Francis Gardner,  
John Harris,  
William Hoge,

**Wilson C. Nicholas,  
Josiah Quincy,  
John Randolph,  
John Rowan,  
Dennis Smelt,  
Samuel Smith,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck, and  
Marmaduke Williams.**

A motion was then made by Mr. Blackledge, and seconded, further to amend the bill, by inserting a new section, to be the third section of the bill, in the words following, to wit :

"Sec. 3. *And be it further enacted*, That every person who has been placed on the pension list since the first day of January, one thousand seven hundred and ninety-six, or shall hereafter be placed thereon for wounds received, or disability incurred in the revolutionary war, shall be entitled to receive a sum equal to the aggregate amount of ten years' allowance of such pension as he was allowed at the time of his being first placed on the pension list."

And on the question, that the House do agree to the said proposed amendment;

It passed in the negative, } Yeas 32.  
 } Nays 59.

The yeas and nays being demanded by one fifth of the members present,

**Those who voted in the affirmative, are**

Walter Jones,  
James Kelly,  
Edward St. Loe Livermore,  
John Love,  
Matthew Lyon,  
William Milnor,  
Gurdon S. Mumford,  
Roger Nelson,  
Thomas Newton,

## OF REPRESENTATIVES.

483

Wilson C. Nicholas,  
John Randolph,  
John Rowan,  
Dennis Smelt,  
Jedediah K. Smith,  
John Smith,  
Samuel Smith,

James I. Van Aleh,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck,  
Marmaduke Williams, and  
Nathan Wilson.

Those who voted in the negative, are

Willis Alston, junior,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
John Blake, junior,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Epaphroditus Champion,  
Martin Chittenden,  
John Culpeper,  
Richard Cutts,  
Samuel W. Dana,  
John Davenport, jun.  
Josiah Deane,  
Joseph Desha,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
Meshack Franklin,  
Francis Gardner,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
William Helms,  
James Holland,  
David Holmes,  
Daniel Hsley,  
Richard Jackson,

John Lambert,  
Nathaniel Macon,  
Robert Marion,  
Josiah Masters,  
William McCreery,  
Nicholas R. Moore,  
Jeremiah Morrow,  
John Morrow,  
Thomas Newbold,  
John Porter,  
John Pugh,  
Josiah Quincy,  
John Rea, (*Pennsylvania*),  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
Ebenezer Seaver,  
James Sloan,  
John Smilie,  
Richard Stanford,  
William Stedman,  
Clement Storer,  
Peter Swart,  
Samuel Taggart,  
John Taylor,  
George M. Troup,  
Robert Whitehill, and  
Isaac Wilbour.

No other amendment being offered thereto, it was  
Ordered, That the said bill, with the amendments  
agreed to, be again engrossed, and read the third  
time, this day.

A message from the Senate, by Mr. Otis, their  
Secretary.

Mr. Speaker: The Senate have agreed to the amendments proposed by this House, to the bill intituled "An act to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes:" And then he withdrew.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act making provision for the further accommodation of the household of the President of the United States;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Desha reported, that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

The said bill was then read the third time;  
And on the question, that the same do pass,

It was resolved in the affirmative, { Yeas 78.  
  { Nays 11.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are

Willis Alston, junior,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
John Boyle,  
William Butler,  
Joseph Calhoun,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
Matthew Clay,  
John Culpeper,  
Richard Cutts,

Samuel W. Dana,  
John Davenport, junior,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
William Findley,  
Meshack Franklin,  
Francis Gardner,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
John Harris,  
James Holland,  
David Holmes.

Benjamin Howard,  
 Daniel Hsley,  
 Richard Jackson,  
 Richard M. Johnson,  
 Walter Jones,  
 James Kelly,  
 William Kirkpatrick,  
 John Lambert,  
 Edward St. Loe Livermore,  
 John Love,  
 Matthew Lyon,  
 Robert Marion,  
 Josiah Masters,  
 William McCreery,  
 Jeremiah Morrow,  
 Jonathan O. Mosely,  
 Gurdon S. Mumford,  
 Roger Nelson.  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Pugh,

Josiah Quincy,  
 John Rea, (*Pennsylvania*),  
 John Rhea, (*Tennessee*)  
 Matthias Richards,  
 John Rowan,  
 Dennis Smelt,  
 John Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Richard Stanford,  
 William Stedman,  
 Clement Storer,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Taylor,  
 James I. Van Alen,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck.  
 Robert Whitehill, and  
 Marmaduke Williams.

Those who voted in the negative, are

Robert Brown,  
 William A. Burwell,  
 William Hoge,  
 Nathaniel Macon,  
 Thomas Newbold,  
 John Randolph,

John Russell,  
 Ebenezer Seaver,  
 James Sloan,  
 Issac Wilbour, and  
 Richard Winn.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill prohibiting, for a limited time, the exportation of arms, ammunition, canvas, cordage and hemp, and for encouraging the importation thereof; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Masters reported, that the committee had, according to order, had the said bill under consideration, and made an amendment to the same, by striking out the first section, to which they directed him to report to the House their disagreement: Whereupon,



The House proceeded to consider the bill at the Clerk's table; and the first section thereof being twice read, was, on the question put thereupon, disagreed to by the House.

On the question, that the bill, with the amendment, be engrossed for a third reading,

It passed in the negative,

And so the said bill was rejected.

On a motion made by Mr. Dana, and seconded, that the House do come to the following resolution :

Resolved, That it is proper to make provision, by law, to allow merchant vessels of the United States to be armed for defence in voyages to ports of Europe or the West Indies, or Atlantic coast of America, and, accordingly, to furnish the documentary evidence which may be proper in any such case to manifest the defensive character of the armament allowed; and at the same time by law to require securities for the vessels respectively, that they will not proceed to any port known to be actually blockaded, nor carry articles contraband of war to the dominions of a belligerent power, nor violate the laws or treaties of the United States, or the rules of public law by them acknowledged, but will observe the instructions which may be given by the president of the United States for preventing all such violations, and that due satisfaction shall be made for all damages and injuries if any should be committed contrary to the tenor thereof.

The said proposed resolution was read, and ordered to lie on the table.

An engrossed bill concerning invalid pensioners, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act concerning invalid pensioners."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

## OF REPRESENTATIVES.

487

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, ten o'clock.

WEDNESDAY, March 1, 1809.

Pursuant to an order of the eighteenth instant, the Clerk proceeded to a call of the House, when sixty-eight members, exclusive of the Speaker, appeared and answered to their names, as follow :

Willis Alston, junior,  
David Bard,  
Joseph Barker,  
William W. Bibb,  
John Blake, junior,  
John Boyle,  
Robert Brown,  
William Butler,  
Joseph Calloun,  
Martin Chittenden,  
Joseph Desha,  
James Elliot,  
William Ely,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Francis Gardner,  
Isaiah L. Green,  
John Harris,  
John Heister,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
James Kelly,  
Thomas Kenan,  
Joseph Lewis, junior,  
Robert Marion,  
William McCreery,  
William Milnor,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,

John Morrow,  
Jonathan O. Mosely,  
Thomas Newbold,  
Thomas Newton,  
John Porter,  
John Pugh,  
John Rea, (*Pennsylvania*)  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
John Rowan,  
Lemuel Sawyer,  
Benjamin Say,  
Samuel Shaw,  
James Sloan,  
John Smilie,  
Jedediah K. Smith,  
Henry Southard,  
William Stedman,  
Clement Storer,  
Peter Swart,  
Samuel Taggart,  
John Thompson,  
Abram Trigg,  
George M. Troup,  
James I. Van Alen,  
Philip Van Cortlandt,  
Nicholas Van Dyke,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck,  
Robert Whitehill,  
Isaac Wilbour,  
Alexander Wilson, and  
Richard Winn.

Several other members having taken their seats immediately after the call; and a quorum, consisting of a majority of the whole number, being present.

Ordered, That Mr. Micon and Mr. Cuiper, have leave to be absent from the service of this House, after this day, and Mr. Randolph, after Thursday next, for the remainder of the session.

The bill sent from the Senate, intituled "An act making further provision for the corps of engineers," was read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, this day.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill supplemental to the act, intituled "An act for establishing trading houses with the Indian tribes;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Willis Alston reported, that the committee had, according to order, had the said bill under consideration, and made two amendments thereto, which he delivered in at the Clerk's table, where the same were twice read, and, on the question severally put thereupon, agreed to by the House.

Ordered, That the said bill, with the amendments, be engrossed, and read the third time, to-day.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act further to amend the judicial system of the United States;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Willis Alston reported, that the committee had, according to order, had the said bill under consideration, and made several amendments thereto, which he delivered in at the Clerk's table, where the same were severally twice read, and agreed to by the House.

A motion was then made by Mr. Love, and seconded, further to amend the said bill at the Clerk's table, by adding to the end thereof, a new section, as the fourth section of the bill, which being modified and amended on the motion of Mr. Dana, to read as followeth :

" Sec. 4. *And be it further enacted*, That the laws of the several states, except where the constitution, treaties or statutes of the United States shall otherwise provide, shall be the rules of proceeding on all judicial process issuing from any of the courts of the United States within such states, respectively."

And the said amendment as so modified, being read at the Clerk's table,

A motion was made by Mr. Gardenier, and seconded, to amend the same, by adding to the end thereof, the following proviso : "*And provided also*, That the issuing of executions shall not be stayed or suspended in cases where the plaintiff is a citizen of a state in which a law has been passed to stay or suspend the issuing of executions for any specified or contingent period."

And the question being taken thereupon,

It passed in the negative.

And then the question being put, that the House do agree to the said proposed amendment of Mr. Love, as modified on the motion of Mr. Dana, and herein before recited,

It passed in the negative,      } Yeas 25.  
  } Nays 67.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Willis Alston, junior,  
Burwell Bassett,  
William Blackledge,  
Thomas Blount,  
William A. Burwell,  
William Butler,

Matthew Clay,  
Josiah Deane,  
John W. Eppes,  
James M. Garnett,  
Thomas Gholson, junior,  
Peterson Goodwyn,

David Holmes,  
John G. Jackson,  
Walter Jones,  
Joseph Lewis, junior,  
John Love,  
John Montgomery,  
John Morrow,

Thomas Newton,  
Wilson C. Nicholas,  
Jedediah A. Smith,  
Henry Southard,  
Richard Stanford, and  
Alexander Wilson.

Those who voted in the negative, are

Lemuel J. Alston,  
Ezekiel Bacon,  
Joseph Barker,  
John Blake, junior,  
John Boyle,  
Joseph Calhoun,  
Epaphroditus Champion,  
Richard Cutts,  
Joseph Desha,  
James Elliot,  
William Ely,  
William Findley,  
Meshack Franklin,  
Barent Garvenier,  
Isaiah L. Green,  
John Heister,  
William Helms,  
James Holland,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Hsley,  
Richard Jackson,  
Richard M. Johnson,  
James Kelly,  
John Lambert,  
Matthew Lyon,  
Nathaniel Macon,  
Robert Marion,  
Josiah Masters,  
William McCreery,  
William Milnor,  
Jeremiah Morrow,  
Gurdon S. Mumford,  
Roger Nelson,

Thomas Newbold,  
John Porter,  
John Pugh,  
Josiah Quincy,  
John Randolph,  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
John Rowan,  
John Russell,  
Benjamin Say,  
Samuel Shaw,  
James Sloan,  
Dennis Smelt,  
John Smilie,  
William Stedman,  
Clement Storer,  
Lewis B. Sturges,  
Peter Swart,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Taylor,  
John Thompson,  
Abram Trigg,  
Jabez Upham,  
James I. Van Alen,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaër,  
Robert Whitehill,  
Isaac Wilbour, and  
Nathan Wilson.

No other amendment being offered to the said bill,  
it was

Ordered, That the amendments agreed to, be engrossed, and together with the bill, be read the third time, this day.

The Speaker laid before the House, a letter from the Secretary of the Treasury, transmitting the copy of a letter to him from the Comptroller of the Treasury, and a statement of the emoluments of the officers employed in the collection of the customs for the year one thousand eight hundred and eight, which were read, and ordered to lie on the table.

The Speaker also laid before the House, a letter from the Secretary of the Treasury, accompanied with his report on the petition of William Hawkins, of Portland, in the state of Massachusetts, referred to him by an order of the House, of the twenty-first ultimo, which were read, and ordered to lie on the table.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee did, on the twenty-seventh ultimo, present to the President of the United States, for his approbation, two inrolled bills, to wit :

“ An act extending the right of suffrage in the Indiana territory ; and for other purposes,” and

“ An act freeing from postage all letters and packets to Thomas Jefferson.”

Mr. Van Alen, from the same committee, reported, that the committee did, on the twenty-eighth ultimo, present to the President of the United States, for his approbation, the following inrolled bills, to wit :

“ An act for the relief of Daniel Cotton ;”

“ An act for the disposal of certain tracts of land in the Mississippi territory claimed under Spanish grants reported by the land commissioners as antedated ; and to confirm the claims of Abraham Ellis and Daniel Harregal,” and

“ An act for the relief of certain Alabama and Wyandott Indians.”

Mr. Van Alen, from the same committee, reported, that the committee had examined an inrolled bill, intituled "An act to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies ; and for other purposes," and had found the same to be truly inrolled :

Whereupon,

Mr. Speaker signed the said inrolled bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A message was received from the President of the United States, by Mr. Coles, his secretary, notifying, that the President did, on the twenty-seventh ultimo, approve and sign an act, which originated in this House, intituled "An act extending the right of suffrage in the Indiana territory ; and for other purposes ;" also, that the President did, yesterday, approve and sign two acts, to wit : "An act for the disposal of certain tracts of land in the Mississippi territory claimed under Spanish grants reported by the land commissioners as antedated ; and to confirm the claims of Abraham Ellis and Daniel Harregal," and "An act for the relief of Daniel Cotton."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have passed the bill, intituled "An act to extend to Amos Whittemore and William Whittemore, junior, the patent right to a machine for manufacturing cotton and wool cards," without amendment : I am directed to inform this House, that the President of the United States did, on the twenty-eighth ultimo, approve and sign two acts which originated in the Senate ; one, intituled "An act freeing from postage all letters and packages to Thomas Jefferson ;" and another, intituled "An act for the relief of certain Alabama and Wyandott Indians ;" And then he withdrew.

On motion of Mr. John G. Jackson, and seconded, Ordered, That the committee of the whole House, to whom was committed, on the thirty-first of January last, a bill sent from the Senate, intituled "An act to extend the time for making payment for the public lands of the United States," be discharged from proceeding therein; and that the said bill be taken up for consideration in the House.

The House, accordingly, proceeded to consider the bill at the Clerk's table: Whereupon,

Ordered that the same be *now* read the third time.

The said bill was, accordingly, read the third time,

And on the question that the same do pass,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The bill sent from the Senate, intituled "An act further to amend the judicial system of the United States," together with the amendments agreed to this day, was read the third time,

And on the question, that the same do pass,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith, and desire their concurrence in the amendments.

An engrossed bill supplemental to the act, intituled "An act for establishing trading houses with the Indian tribes," was read the third time.

Resolved, That the said bill do pass, and that the title be "An act supplemental to the act, intituled "An act for establishing trading houses with the Indian tribes."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill for the relief of Jacob Barnitz; and after some time spent therein, Mr. Speaker resumed the



chair, and Mr. Desha reported, that the committee had, according to order, had the said bill under consideration, and made an amendment thereto, which he delivered in at the Clerk's table, where the same was twice read, and, on the question put thereupon, agreed to by the House.

Ordered, That the said bill, with the amendment, be engrossed, and read the third time, this day.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act making a further appropriation towards completing the two wings of the capitol at the city of Washington; and for other purposes;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bassett reported, that the committee had, according to order, had the said bill under consideration, and directed him to report the same to the House, without amendment.

Ordered, That the said bill be *now* read the third time.

The said bill was, accordingly, read the third time:

Whereupon,

A motion was made by Mr. Culpeper, and seconded, that the same be re-committed to the consideration of a committee of the whole House;

And the question being put thereupon,

It passed in the negative.

The main question was then taken, that the said bill do pass,

And resolved in the affirmative, } Yeas 67.  
} Nays 21.

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are

Lemuel J. Alston,  
Ezekiel Bacon,  
Joseph Barker,

Burwell Bassett,  
William Blackledge,  
John Blake, junior,

Thomas Blount,  
 John Boyle,  
 John Campbell,  
 Epaphroditus Champion,  
 Richard Cutts,  
 John Davenport, junior,  
 John Dawson,  
 Joseph Desha,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 William Helms,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 John G. Jackson,  
 Richard M. Johnson,  
 James Kelly,  
 Philip B. Key,  
 William Kirkpatrick,  
 John Lambert,  
 Joseph Lewis, jun.  
 John Love,  
 Matthew Lyon,  
 Nathaniel Macon,  
 Robert Marion,  
 Josiah Masters,

William McCreery,  
 Nicholas R. Moore,  
 Jeremiah Morrow,  
 Gurdon S. Mumford,  
 Roger Nelson,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Rhea. (*Tennessee*)  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 Benjamin Say,  
 Ebenezer Seaveg,  
 Samuel Shaw,  
 Dennis Smelt,  
 Lewis B. Sturges,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Taylor,  
 John Thompson,  
 Jabez Upham,  
 James I. Van Allen,  
 Nicholas Van Dyke,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 Marmaduke Williams,  
 Alexander Wilson, and  
 Nathan Wilson.

Those who voted in the negative, are

Willis Alston, junior,  
 Robert Brown,  
 Joseph Calhoun,  
 Matthew Clay,  
 John Culpeper,  
 Francis Gardner,  
 John Heister,  
 William Milnor,  
 Josiah Quincy,  
 John Randolph,  
 Matthias Richards,

Lemuel Sawyer,  
 James Sloan,  
 John Smilie,  
 Jedediah K. Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 Peter Swart,  
 Robert Whitehill, and  
 Isaac Wilbour.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have passed a bill, intituled "An act farther to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments," to which they desire the concurrence of this House: The Senate have agreed to the amendments proposed by this House to the bill, intituled "An act to extend the time for making payment for the public lands of the United States;" also, to the amendments of this House to the bill, intituled "An act farther to amend the judicial system of the United States:" And then he withdrew.

An engrossed bill for the relief of Jacob Barnitz, was read the third time.

Resolved, That the said bill do pass, and that the title be "An act for the relief of Jacob Barnitz."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act to authorize the making of a turnpike road from Mason's causeway to Alexandria; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Macon reported, that the committee had, according to order, had the said bill under consideration, and directed him to report to the House, that in the course of the discussion, the committee found themselves without a quorum, and thereby dissolved.

An adjournment was then called for; on which

The several orders of the day were farther postponed until to-morrow.

And the House adjourned until to-morrow morning, ten o'clock.

THURSDAY, March 2, 1809.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined the following inrolled bills, to wit :

“ An act further to amend the judicial system of the United States ;”

“ An act making provision for the further accommodation of the household of the President of the United States ;”

“ An act to extend the time for making payment for the public lands of the United States,” and

“ An act to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies ; and for other purposes,” and had found the same to be truly inrolled : Whereupon,

Mr. Speaker signed the said inrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The bill sent from the Senate, intituled “ An act further to amend the several acts for the establishment and regulation of the treasury, war and navy departments,” was read the first time.

And opposition being made thereto,

A motion was made by Mr. Willis Alston, and seconded, that the said bill be rejected ;

And the question being taken thereupon,

It was resolved in the affirmative.

Ordered, that the Clerk of this House do acquaint the Senate therewith.

Mr. Newton presented a petition of Stephen Barras, nephew of the late Count de Barras, now residing in the city of Orleans, stating a claim of the petitioner for services rendered to the United States, on board of a French vessel of war, and at the blockading of York-town, in Virginia, during the revolutionary war with Great Britain, which he prays may be liquidated and satisfied.

The said petition was read, and ordered to lie on the table.

On a motion made, and leave given by the House, Mr. Holmes, from the Committee of Claims, presented, according to order, a bill for the relief of William Hastings, which was received, and read the first time.

On motion,

The said bill was read the second time, and ordered to be committed to a committee of the whole House, this day.

On motion of Mr. Blackledge,

The House proceeded to take into consideration at the Clerk's table, the bill sent from the Senate, intitled "An act to authorize the making of a turnpike road from Mason's causeway to Alexandria :"

Whereupon,

A motion was made by Mr. Tallmadge, and seconded, that the farther consideration of the said bill be postponed *indefinitely*.

And the question being put thereupon,

It passed in the negative.

A motion was made by Mr. Lewis, and seconded, that the said bill be re-committed to the consideration of a committee of the whole House,

And the question being put thereupon,

It passed in the negative,

} Yeas 85.  
} Nays 57.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Ezekiel Bacon,  
Burwell Bassett,  
Epaphroditus Champion,  
Matthew Clay,  
John Cu peper,  
Daniel M. Durell,

William Ely,  
John W. Eppes,  
James Fisk,  
Francis Gardner,  
Thomas Gholson, junior,  
Edwin Gray,

Benjamin Howard,  
 Reuben Humphreys,  
 Richard Jackson,  
 Walter Jones,  
 Joseph Lewis, junior,  
 Matthew Lyon,  
 Nathaniel Macon,  
 Josiah Masters,  
 William Milnor,  
 Nicholas R. Moore,  
 John Morrow,  
 Gurdon S. Mumford,

Josiah Quincy,  
 John Rowan,  
 John Russell,  
 Jedediah K. Smith,  
 Clement Storen,  
 Peter Swart,  
 John Thompson,  
 Abram Trigg,  
 Jabez Upham,  
 James I. Van Alen, and  
 Richard Winn.

Those who voted in the negative, are

Lemuel J. Alston,  
 Willis Alston, junior,  
 David Bard,  
 Joseph Barker,  
 William Blackledge,  
 John Blake, junior,  
 Thomas Blount,  
 John Boyle,  
 Robert Brown,  
 William Butler,  
 Joseph Calhoun,  
 Martin Chittenden,  
 Richard Cutts,  
 John Davenport, junior,  
 John Dawson,  
 Joseph Desha,  
 Meshack Franklin,  
 Peterson Goodwyn,  
 Isaiah L. Green,  
 John Harris,  
 William Helms,  
 James Holland,  
 David Holmes,  
 Daniel Hsley,  
 John G. Jackson,  
 Richard M. Johnson,  
 Thomas Kenan,  
 William Kirkpatrick,  
 John Lambert,

John Love,  
 Robert Marion,  
 William McCreery,  
 Jeremiah Morrow,  
 Roger Nelson,  
 Thomas Newton,  
 John Porter,  
 John Pugh,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)  
 Samuel Kiker,  
 Lemuel Sawyer,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 James Sloan,  
 John Smilie,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 William Stedman,  
 John Taylor,  
 Archibald Van Horn,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill, and  
 Nathan Wilson.

A motion was then made by Mr. Lewis, and seconded, to amend the bill, by inserting after the

word "the," in the twenty-ninth line of the seventh section, the words "county of Alexandria, in the."

**And the question being put thereupon,**

**It passed in the negative,**

**{ Yeas 34.**  
**{ Nays 60.**

**The yeas and nays being demanded by one fifth of the members present,**

**Those who voted in the affirmative, are**

Ezekiel Bacon,  
 Curwell Bassett,  
 Epaphroditus Champion,  
 Martin Chittenden,  
 Matthew Clay,  
 Orchard Cook,  
 John Culpeper,  
 James Fisk,  
 Francis Gardner,  
 Peterson Goodwyn,  
 David Holmes,  
 Joseph Lewis, junior,  
 John Love,  
 Matthew Lyon,  
 Nathaniel Macon,  
 Robert Marion,  
 William Milcor.

**Nicholas R. Moore,  
Jeremiah Morrow,  
John Morrow,  
Thomas Newton,  
Josiah Quincy,  
John Rowan,  
John Russell,  
James Sloan,  
Samuel Smith,  
Clement Storers,  
Peter Swart,  
Benjamin Tallmadge,  
John Taylor,  
John Thompson,  
James I. Van Alen,  
Nicholas Van Dyke, and  
Alexander Wilson.**

**Those who voted in the negative, are**

Ervin Alexander,  
Emanuel J. Alston,  
Willis Alston, junior,  
Joseph Barker,  
William W. Bibb,  
John Blake, junior,  
Thomas Blount,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Richard Cutts,  
John Davenport, junior,  
John Dawson,

**Josiah Deane,  
Joseph Desha,  
James Elliot,  
William Findley,  
Meshack Franklin,  
Barent Gardenier,  
James M. Garnett,  
Edwin Gray,  
Isaiah L. Green,  
John Harris,  
William Helms,  
James Holland,  
John G. Jackson,  
Robert Jenkins,  
William Kirkpatrick,**

John Lambert,  
 Josiah Masters,  
 William McCreery,  
 John Montgomery,  
 Roger Nelson,  
 John Porter,  
 John Pugh,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*),  
 Matthias Richards,  
 Samuel Riker,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 John Smilie,

Jedediah K. Smith,  
 John Smith,  
 Henry Southard,  
 Richard Stanford,  
 William Stedman,  
 Samuel Taggart,  
 Abram Trigg,  
 George M. Troup,  
 Philip Van Cortlandt,  
 Archibald Van Horn,  
 Jesse Wharton,  
 Robert Whitehill,  
 Marmaduke Williams,  
 Nathan Wilson, and  
 Richard Winn.

Sundry other propositions of amendment to the said bill were then moved by Mr. Lewis and Mr. Macon, which being severally twice read, were, on the question put thereupon, disagreed to by the House.

No other amendment being offered thereto, it was

Ordered, That the said bill be read the third time to-day.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker : The Senate have passed the bill, intituled "An act concerning invalid pensioners," with an amendment, to which they desire the concurrence of this House : The Senate have passed the bill, intituled "An act supplemental to the act, intituled "An act for establishing trading houses with the Indian tribes," and the bill, intituled "An act for the relief of Jacob Barnitz," without amendment ; also, the bill, intituled "An act further to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments ; and making appropriations for the support of the military establishment, and of the navy of the United States, for the year one thousand eight hundred and nine," with several amendments ; to which they desire the concurrence of this House : And then he withdrew.



Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined an inrolled bill, intituled "An act making a further appropriation towards completing the two wings of the capitol, at the city of Washington, and for other purposes," and had found the same to be truly inrolled: Whereupon,

Mr. Speaker signed the said inrolled bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On motion of Mr. Newton, and seconded,

The House resumed the consideration of the bill to deprive, in certain cases, vessels of their American character, and to prevent, under certain disabilities, any citizen of the United States taking a license from any foreign power to navigate the ocean, or to trade with any foreign and independent power, in which some progress was made on the twenty-ninth of December last: Whereupon,

The said bill being amended, on motion of Mr. John G. Jackson, by adding a new section thereto, it was

Ordered, That the said bill, with the amendments, be engrossed, and read the third time, this day.

The House proceeded to consider the amendments proposed by the Senate to the bill, intituled "An act further to amend the several acts for the establishment and regulation of the Treasury, War and Navy departments; and making appropriations for the support of the military establishment, and of the navy of the United States, for the year one thousand eight hundred and nine:" Whereupon,

The first of the said amendments to strike out from the word "assembled," in the second line of the first section, to the word "that," in the first line of the sixth section, being read as contained in the words following, to wit;

*"That all warrants drawn by either of the secretaries of the treasury, of war and of the navy upon*

*the treasurer of the United States, shall specify the particular appropriation or appropriations, to which the same should be charged: The monies paid by virtue of such warrants shall, in conformity therewith, be charged to such appropriation or appropriations, in the books kept in the office of the comptroller of the treasury, in the case of warrants drawn by the secretary of the treasury, and in the books of the accountants of the war or navy department respectively, in the case of warrants drawn by the secretary of war or by the secretary of the navy; and the officers, agents or other persons, who may be receivers of public monies, shall render distinct accounts of the application of such monies according to the appropriation or appropriations under which the same shall have been drawn, nor shall any credit be allowed to either of them except for expenses authorized by law, and for the amount appropriated for the same: Provided nevertheless, That during the recess of Congress, the President of the United States may, and he is hereby authorized, on the application of the secretary of the proper department, and not otherwise, direct, if in his opinion necessary for the public service, that a portion of the monies appropriated for a particular branch of expenditure in that department, be applied to another branch of expenditure in the same department, in which case, a special account of the monies thus transferred, and of their application, shall be laid before Congress during the first week of their next ensuing session.*

*" Sec. 2. And be it further enacted, That it shall be the duty of the comptroller of the treasury, in every case where in his opinion farther delays would be injurious to the United States, and he is hereby authorized to direct the auditor of the treasury and the accountants of the war and navy departments, at any time, forthwith to audit and settle any particular accounts which the said officers may be respectively authorized to audit and settle, and to report such settlement for his revision and final decision. And the said comptroller*

*shall also lay an annual statement before Congress, of the accounts in either of the treasury, war or navy departments, which may have remained more than three years unsettled, or on which balances appear to have been due more than three years, together with a statement of the causes which have prevented the settlement of the accounts or the recovery of the balances due to the United States.*

*"Sec. 3. And be it further enacted, That exclusively of the purveyor of public supplies, pay masters of the army, pursers of the navy, military agents, and other officers already authorized by law, no other permanent agents shall be appointed either for the purpose of making contracts, or for the purchase of supplies in any other manner, or for the disbursement of monies for the use of the military establishment, or of the navy of the United States, but such as shall be appointed by the President of the United States, with the advice and consent of the Senate: Provided, That the President may, and he is hereby authorized, in the recess of the Senate, to appoint all or any of such agents, which appointments shall be submitted to the Senate at the next session, for their advice and consent; and the President of the United States is hereby authorized, until otherwise provided by law, to fix the number and compensations of such agents: Provided however, That their number shall not exceed eight in the whole: And provided also, That the compensation allowed to either shall not exceed one per centum on the public monies disbursed by him, nor in any instance the compensation allowed by law to the purveyor of public supplies.*

*"Sec. 4. And be it further enacted, That every such agent as may be appointed by virtue of the next preceding section, and every purser of the navy, shall give bond with one or more sufficient sureties, in such sums as the President of the United States may direct, for the faithful discharge of the trust reposed in him, and the pay-master of the army, the military agents, the*

*purveyor of public supplies, the pursers of the navy, and the agents appointed by virtue of the preceding section shall, whenever practicable, keep the public monies in their hands, in some incorporated banks to be designated for that purpose by the President of the United States, and shall make monthly returns in such form as may be prescribed by the treasury department, of the monies received and expended during the preceding month, and of the unexpended balance in their hands.*

“ Sec. 5. And be it further enacted, *That all purchases and contracts for supplies or services which are or may, according to law, be made by or under the direction of either the secretary of the treasury, the secretary of war, or the secretary of the navy, shall be made either by open purchase, or by previously advertising for proposals respecting the same, and shall be previously authorized or subsequently approved by the President of the United States: And an annual statement of all such contracts and purchases, and also of the expenditure of the monies appropriated for the contingent expenses of the military establishment, for the contingent expenses of the navy of the United States, and for the discharge of miscellaneous claims not otherwise provided for and paid at the treasury, shall be laid before Congress at the beginning of each year by the secretary of the proper department.*

"Sec. 6. And be it further enacted,"

The question was taken, that the House do agree to the said first amendment of the Senate, to the said bill.

**And passed in the negative,**

{	<b>Yeas 3.</b>
}	<b>Nays 73.</b>

The yeas and nays being demanded by one fifth of the members present,

**Those who voted in the affirmative, are**

**Josiah Masters,  
Wilson C. Nicholas, and**

**Josiah Quincy.**

Those who voted in the negative, are,

Evan Alexander,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
John Blake, junior,  
Thomas Blount,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
Orchard Cook,  
John Culpeper,  
Richard Cutts,  
John Dawson,  
Joseph Desha,  
James Elliot,  
John W. Eppes,  
William Findley,  
James Fisk,  
Francis Gardner,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
John Heister,  
William Helms,  
James Holland,  
David Holmes,  
Benjamin Howard,  
John G. Jackson,  
Robert Jenkins,  
Richard M. Johnson,  
Walter Jones,

John Lambert,  
Matthew Lyon,  
Nathaniel Macon,  
Robert Marion,  
William Milnor,  
John Montgomery,  
Nicholas R. Moore,  
Jeremiah Morrow,  
John Morrow,  
Gurdon S. Mumford,  
Thomas Newbold,  
Thomas Newton,  
John Randolph,  
John Rea, (*Pennsylvania*),  
John Rhea, (*Tennessee*),  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
John Russell,  
Ebenezer Seaver,  
Samuel Shaw,  
James Sloan,  
John Smilie,  
Jedediah K. Smith,  
Samuel Smith,  
Henry Southard,  
Richard Stanford,  
Clement Storer,  
John Taylor,  
Abram Trigg,  
Archibald Van Horn,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill,  
Marmaduke Williams, and  
Alexander Wilson.

The second amendment of the Senate to the bill, being to strike out in the thirteenth line of the sixth section, the words "*one hundred and fifty*," and insert, in lieu thereof, the words "*seventy five*," was, on the question put thereupon, agreed to by the House.

The third amendment of the Senate, to strike out in the twenty-third and twenty-fourth lines of the said sixth section of the bill, the words following, to wit: "*For the fortifications of ports and harbors, in addition to the sums appropriated for that purpose, one million of dollars,*" being twice read at the Clerk's table,

The question was taken, that the House do agree to the said amendment,

And resolved in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas 48.} \\ \text{Nays 30.} \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Willis Alston, junior,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
Thomas Blount,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
John Culpeper,  
Richard Cutts,  
Joseph Desha,  
James Fisk,  
Thomas Gholson, jun.  
Peterson Goodwyn,  
Isaiah L. Green,  
John Heister,  
James Holland,  
Richard M. Johnson,  
Walter Jones,

John Lambert,  
Nathaniel Macon,  
Robert Marion,  
William Milnor,  
Nicholas R. Moore,  
Jeremiah Morrow,  
John Morrow,  
John Randolph,  
John Rea (*Pennsylvania*)  
Jacob Richards,  
Matthias Richards,  
Ebenezer Seaver,  
Samuel Shaw,  
Jedediah K. Smith,  
Samuel Smith,  
Richard Stanford,  
John Taylor,  
Abram Trigg,  
Archibald Van Horn,  
Jesse Wharton,  
Robert Whitehill,  
Marmaduke Williams,  
Alexander Wilson, and  
Richard Winn.

Those who voted in the negative, are

Ezekiel Bacon,  
John Blake, junior,

Orchard Cook,  
John Dawson,

Daniel M. Durell,  
 James Elliot,  
 John W. Eppes,  
 William Findley,  
 Francis Gardner,  
 William Helms,  
 David Holmes,  
 Benjamin Howard,  
 John G. Jackson,  
 Matthew Lyon,  
 Josiah Masters,  
 William McCreery,  
 John Montgomery,

Gurdon S. Mumford,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Rhea, (*Tennessee*)  
 Samuel Riker,  
 James Sloan,  
 John Smilie,  
 Henry Southard,  
 Clement Storer,  
 Lewis B. Sturges,  
 James I. Van Alen, and  
 Daniel C. Verplanck.

The fourth amendment of the Senate, affecting the title of the bill so as to read, "An act making appropriations for the support of the military establishment, and of the navy of the United States, for the year one thousand eight hundred and nine," was, on the question put thereupon, disagreed to by the House.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The Speaker laid before the House, a letter signed "JAMES MADISON," stating, that he proposes to take the oath which the constitution prescribes to the President of the United States, before he enters on the execution of his office, on Saturday, the fourth instant, at twelve o'clock, in the Representatives' Chamber.

The said letter was read, and ordered to lie on the table.

The several orders of the day were farther postponed until to-morrow.

And then the House adjourned until to-morrow morning, ten o'clock.

FRIDAY, March 3, 1809.

Pursuant to an order of the eighteenth ultimo, the Clerk proceeded to a call of the House, when fifty-

six members, exclusive of the Speaker, appeared and answered to their names, as follow :

Ezekiel Bacon,  
David Bard,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
Joseph Calhoun,  
Joseph Desha,  
Daniel M. Durell,  
William Ely,  
John W. Eppes,  
James Fisk,  
Meshack Franklin,  
Francis Gardner,  
Edwin Gray,  
John Heister,  
David Holmes,  
Daniel Hsley,  
Robert Jenkins,  
Richard M. Johnson,  
James Kelly,  
William Kirkpatrick,  
John Lambert,  
William McCreery,  
William Milnor,  
Nicholas R. Moore,  
Thomas Moore,

John Morrow,  
Thomas Newton,  
John Porter,  
John Pugh,  
John Rea, (*Pennsylvania*),  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
John Rowan,  
Ebenezer Seaver,  
James Sloan,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
Samuel Smith,  
Henry Southard,  
William Stedman,  
Clement Storer,  
Peter Swart,  
John Thompson,  
George M. Troup,  
James I. Van Alen,  
Daniel C. Verplanck,  
Robert Whitehill,  
Isaac Wilbour,  
Alexander Wilson, and  
Richard Winn.

Several other members having taken their seats immediately after the call ; and a quorum, consisting of a majority of the whole number, being present,

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee did, on the second instant, present to the President of the United States, for his approbation, the following inrolled bills, to wit :

“ An act to extend the time for making payment for the public lands of the United States ; ”

“ An act making provision for the further accommodation of the household of the President of the United States, ” and



"An act farther to amend the judicial system of the United States."

The Speaker laid before the House a letter from the Secretary of the Treasury, transmitting a statement of the balances which are charged on the books of the Treasury, for advances made prior to the thirtieth day of June, one thousand eight hundred and eight, prepared in pursuance of a resolution of this House, of the twentieth of April last, which were read and ordered to lie on the table.

The Speaker also laid before the House, a letter from the Secretary of the Treasury, accompanied with a letter to him from the Comptroller of the Treasury, and sundry statements marked A, B, and C, prepared in obedience to an act passed the second of April, one thousand seven hundred and ninety two, intituled "An act establishing a mint; and regulating the coin of the United States," which were read, and ordered to lie on the table.

An engrossed bill to deprive, in certain cases, vessels of their American character; and to prevent, under certain disabilities, any citizen of the United States taking a license from any foreign power to navigate the ocean, or to trade with any other foreign and independent power, was read the third time:

And on the question, that the same do pass,

It was resolved in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas 73.} \\ \text{Nays 16.} \end{array} \right.$

The yeas and nays being demanded by one-fifth of the members present,

Those who voted in the affirmative, are

Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
William W. Bibb,

John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
Joseph Calhoun,

John Culpeper,  
 Richard Cutts,  
 Josiah Deane,  
 Joseph Desha,  
 Daniel M. Durell,  
 John W. Eppes,  
 William Findley,  
 James Fisk,  
 Meshack Franklin,  
 James M. Garnett,  
 Thomas Gholson, junior,  
 Edwin Gray,  
 Isaiah L. Green,  
 John Heister,  
 William Helms,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Reuben Humphreys,  
 Daniel Hsley,  
 Richard M. Johnson,  
 William Kirkpatrick,  
 John Lambert,  
 Robert Marion,  
 Josiah Masters,  
 William McCreery,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 John Morrow,  
 Gurdon S. Mumford,

Roger Nelson,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 John Porter,  
 John Pugh,  
 John Rea, (*Pennsylvania*),  
 John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 Ebenezer Seaver,  
 Dennis Smelt,  
 John Smith,  
 Jedediah A. Smith,  
 John Smith,  
 Henry Southard,  
 Richard Stanford,  
 Clement Storer,  
 Peter Swart,  
 John Thompson,  
 Abram Trigg,  
 George M. Troup,  
 James I. Van Alen,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Marmaduke Williams, and  
 Richard Winn.

Those who voted in the negative, are

Epaphroditus Champion,  
 Martin Chittenden,  
 John Davenport, junior,  
 William Ely,  
 Barent Gardenier,  
 Francis Gardner,  
 Robert Jenkins,  
 Joseph Lewis, junior,

William Milnor,  
 James Sloan,  
 William Stedman,  
 Lewis B. Sturges,  
 Benjamin Tallmadge,  
 Jabez Upham,  
 Archibald Van Horn, and  
 Killian K. Van Rensselaer.

Resolved, That the title be " An act to deprive, in certain cases, vessels of their American character ; and to prevent, under certain disabilities, any citizen of the United States taking a license from any foreign

power to navigate the ocean, or to trade with any other foreign and independent power."

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

The House resumed the consideration of the bill sent from the Senate, intituled "An act to authorize the making a turnpike road from Mason's causeway to Alexandria: Whereupon,

A motion was made by Mr. Lewis, and seconded, that the bill be re-committed to the consideration of a committee of the whole House;

And the question being put thereupon,

It passed in the negative.

The said bill was then read the third time;

And on the question, that the same do pass,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The order of the day for the House to resolve itself into a committee of the whole House on the bill sent from the Senate, intituled "An act to authorize the Marine Insurance Company of Alexandria to alter their style and firm, and to insure against loss by fire," being called for,

A motion was made by Mr. Love, and seconded, that the committee of the whole House be discharged from the farther consideration of the said bill;

And the question being taken thereupon,

It was resolved in the affirmative.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined the following inrolled bills, to wit:

"An act to extend to Amos Whittemore and William Whittemore, junior, the patent right to a machine for manufacturing cotton and wool cards;"

"An act supplemental to the act, intituled "An act for establishing trading Houses with the Indian tribes," and

"An act for the relief of Jacob Barnitz," and had found the same to be truly inrolled : Whereupon,

Mr. Spraker signed the said inrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House proceeded to consider the amendment proposed by the Senate to the bill, intituled "An act concerning invalid pensioners : " Whereupon,

Resolved, That this House doth agree to the said amendment.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On a motion made and seconded,

The House proceeded to consider at the Clerk's table, the bill sent from the Senate, intituled "An act to authorize the Marine Insurance Company of Alexandria to alter their style and firm ; and to insure against loss by fire : " Whereupon,

The question being taken, that the said bill be *now* read the third time,

It passed in the negative.

The order of the day for the House to resolve itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act making further provision for the corps of engineers," being called for,

A motion was made by Mr. Masters, and seconded, that the said order of the day be postponed *indefinitely*,

And the question being taken thereupon,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The order of the day, for the House to resolve itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act to provide for the incorporation of religious societies in the district of Columbia," being called for,

A motion was made by Mr. Nelson, and seconded, that the said order of the day be postponed *indefinitely*.

And the question being put thereupon,  
It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The order of the day, for the House to resolve itself into a committee of the whole House, on the bill sent from the Senate, intituled "An act authorizing an augmentation of the marine corps," being called for,

A motion was made by Mr. Holland, and seconded, that the said order of the day be postponed *indefinitely*.

And the question being taken thereupon,  
It passed in the negative.

The House then, according to the order of the day, resolved itself into a committee of the whole House, on the bill from the Senate last mentioned; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Desha reported, that the committee had, according to order, had the said bill under consideration, and made an amendment thereto, which he delivered in at the Clerk's table, where the same being twice read, was amended on motion of Mr. John G. Jackson, and on the question put thereupon, agreed to by the House, as so amended.

A motion was then made by Mr. Macon, and seconded, farther to amend the bill, by striking out the words "*one major*," in the sixth line thereof.

And on the question, that the House do agree to the last proposed amendment,

It passed in the negative.

Ordered, That the amendment agreed to, be engrossed, and, together with the bill, be read the third time, this day.

A message from the Senate by Mr. Otis, their Secretary.

Mr. Speaker: I am directed to inform this House, that the President of the United States did, on the first instant, approve and sign an act which originated in the Senate, intituled "An act to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes;" also, that the President of the United States did, on the second instant, approve and sign two acts, which originated in the Senate; one, intituled "An act further to amend the judicial system of the United States," and another, intituled "An act making provision for the farther accommodation of the household of the President of the United States:" The Senate insist on their amendments, disagreed to by this House, to the bill, intituled "An act further to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments; and making appropriations for the support of the military establishment, and of the navy of the United States for the year one thousand eight hundred and nine:" The Senate have passed a bill, intituled "An act providing for the promulgation of certain laws in the territory of Michigan;" to which they desire the concurrence of this House: And then he withdrew.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined an inrolled bill, intituled "An act to authorize the making a turnpike road from Mason's causeway to Alexandria," and had found the same to be truly inrolled: Whereupon,

Mr. Speaker signed the said inrolled bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House proceeded to re-consider the amendments disagreed to by this House, and insisted on by the Senate, to the bill, intituled "An act further to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments; and making appropriations for the support

of the military establishment, and of the navy of the United States, for the year one thousand eight hundred and nine :” Whereupon,

A motion was made by Mr. John G. Jackson, and seconded, that this House do recede from their disagreement to the said amendments ;

And the question being taken thereupon,

It passed in the negative,      } Yeas 37.  
  } Nays 55.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Ezekiel Bacon,	Gurdon S. Mumford,
John Blake, junior,	Roger Nelson,
Adam Boyd,	Thomas Newbold,
Epaphroditus Champion,	Thomas Newton,
Martin Chittenden,	Wilson C. Nicholas,
Richard Cutts,	Josiah Quincy,
Thomas Gholson, junior,	Samuel Shaw,
David Holmes,	Jedediah K. Smith,
Reuben Humphreys,	John Smith,
John G. Jackson,	Henry Southard,
Robert Jenkins,	Clement Storer,
James Kelly,	Benjamin Tallmadge,
Joseph Lewis, junior,	John Thompson,
Edward St. Loe Livermore,	James I. Van Alen,
John Love,	Philip Van Cortlandt,
Josiah Masters,	Isaac Wilbour,
William McCreery,	Alexander Wilson, and
William Milnor,	Nathan Wilson.
Jonathan O. Mosely,	

Those who voted in the negative, are

Lemuel J. Alston,	William A. Burwell,
Willis Alston, junior,	John Dawson,
Joseph Barker,	Joseph Desha,
Burwell Bassett,	William Ely,
William W. Bibb,	John W. Eppe,
Thomas Blount,	William Findley,
John Boyle,	James Fisk,
Robert Brown,	Barent Gardenier,

Francis Gardner,  
 Peterson Goodwyn,  
 Edwin Gray,  
 Isaiah L. Green,  
 John Harris,  
 John Heister,  
 James Holland,  
 Benjamin Howard,  
 Richard M. Johnson,  
 Walter Jones,  
 John Lambert,  
 Matthew Lyon,  
 Nathaniel Macon,  
 Robert Marion,  
 John Montgomery,  
 Nicholas R. Moore,  
 Thomas Moore,  
 Jeremiah Morrow,  
 John Porter,  
 John Rea, (*Pennsylvania*,)

John Rhea, (*Tennessee*)  
 Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 John Rowan,  
 John Russell,  
 Ebenezer Seaver,  
 John Smilie,  
 Samuel Smith,  
 Richard Stanford,  
 John Taylor,  
 Abram Trigg,  
 George M. Troup,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill, and  
 Marmaduke Williams.

On motion of Mr. Willis Alston, and seconded,

Resolved, That this House doth insist on their disagreement to the amendments insisted on by the Senate to the said bill.

Resolved, That a conference be desired with the Senate on the subject matter of the amendments depending between the two Houses to the said bill; and that Mr. Willis Alston, Mr. Smilie, and Mr. Eppes, be appointed managers at the same, on the part of this House.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The bill sent from the Senate, intituled "An act authorizing an augmentation of the marine corps," together with the amendment agreed to this day, was read the third time.

And on the question, that the same do pass,

It was resolved in the affirmative, } Yeas 54.  
 } Nays 28.

The yeas and nays being demanded by one-fifth of the members present,



Those who voted in the affirmative, are

Ezekiel Bacon,	John Montgomery,
David Bard,	Nicholas R. Moore,
Joseph Barker,	Jeremiah Morrow,
Burwell Bassett,	John Morrow,
Adam Boyd,	Jonathan O. Mosely,
Martin Chittenden,	Gurdon S. Mumford,
Richard Cutts,	Roger Nelson,
John Dawson,	Thomas Newbold,
William Ely,	Thomas Newton,
John W. Eppes,	Wilson C. Nicholas,
William Findley,	Josiah Quincy,
Francis Gardner,	John Rowan,
Isaiah L. Green,	John Russell,
John Harris,	Samuel Shaw,
David Holmes,	Jedekiah K. Smith,
Daniel Hsley,	John Smith,
Robert Jenkins,	Henry Southard,
James Kelly,	Clement Storer,
John Lambert,	Lewis B. Sturges,
Joseph Lewis, jun.	Benjamin Tallmadge,
Edward St. Loe Livermore,	John Taylor,
John Love,	John Thompson,
Matthew Lyon,	James I. Van Alen,
Robert Marion,	Nicholas Van Dyke,
Josiah Masters,	Archibald Van Horn,
William M'Creery,	Nathan Wilson, and
William Milnor,	Richard Winn.

Those who voted in the negative, are

Willis Alston, junior,	Walter Jones,
William W. Bibb,	John Porter,
Thomas Blount,	John Rea, ( <i>Pennsylvania</i> ),
Robert Brown,	John Rhea, ( <i>Tennessee</i> ),
William A. Burwell,	Jacob Richards,
William Butler,	Matthias Richards,
Joseph Calhoun,	Samuel Riker,
Matthew Clay,	John Smilie,
Daniel M. Durell,	Samuel Smith,
Thomas Gholson, junior,	Richard Stanford,
Peterson Goodwyn,	Abram Trigg,
Edwin Gray,	Jesse Wharton,
John Heister,	Robert Whitehill, and
James Holland,	Marmaduke Williams.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee did, this day, present to the President of the United States, for his approbation, the following inrolled bills, to wit :

“ An act for the relief of Jacob Barnitz ;”

“ An act supplemental to the act, intituled “ An act for establishing trading houses with the Indian tribes ;”

“ An act making a farther appropriation towards completing the two wings of the capitol at the city of Washington ; and for other purposes ;”

“ An act to extend to Amos Whittemore and William Whittemore, junior, the patent right to a machine for manufacturing cotton and wool cards ;” and

“ An act to authorize the making a turnpike road from Mason’s causeway to Alexandria ;” also, that the committee had examined two inrolled bills ; one, intituled “ An act concerning invalid pensioners ;” and another, intituled “ An act authorizing an augmentation of the marine corps :” Whereupon,

Mr. Speaker signed the said inrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill for the relief of William Hastings ; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Cutts reported, that the committee had, according to order, had the said bill under consideration, and made an amendment thereto, which he delivered in at the Clerk’s table, where the same was twice read, and, on the question put thereupon, agreed to by the House.

Ordered, That the said bill, with the amendment, be engrossed, and read the third time, this day.

A message was received from the President of the United States, by Mr. Coles, his secretary, notifying, that the President did, this day, approve and sign the

following acts, which originated in this House, to wit :

“ An act to extend to Amos Whittemore and William Whittemore, junior, the patent right to a machine for manufacturing cotton and wool cards :”

“ An act for the relief of Jacob Barnitz ;” and

“ An act supplemental to the act, intituled “ An act for establishing trading houses with the Indian tribes.”

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On motion of Mr. Gardenier, and seconded, that when this House adjourn, it will adjourn to meet at five o'clock, this afternoon,

And the question being put thereupon,

It was resolved in the affirmative.

An adjournment was then called for ; on which,

The House adjourned until five o'clock, post meridiem.

*5 o'clock, P. M. Friday, March 3, 1809.*

The House met pursuant to adjournment.

An engrossed bill for the relief of William Hastings, was read the third time.

Resolved, That the said bill do pass, and that the title be “ An act for the relief of William Hastings.”

Ordered, That the Clerk of this House do carry the said bill to the Senate, and desire their concurrence.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate agree to the conference desired by this House on the subject matter of the amendments depending between the two Houses to the bill, intituled “ An act further to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments, and making appropriations for the support of the military estab-

lishment, and of the navy of the United States for the year one thousand eight hundred and nine," and have appointed managers at the said conference, on their part: The Senate have agreed to the amendment proposed by this House to the bill sent from the Senate, intituled "An act authorizing an augmentation of the marine corps:" And then he withdrew.

The House, according to the order of the day, resolved itself into a committee of the whole House, on the bill supplementary to the act, entitled "An act to amend the charter of George-town;" and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Cutts reported, that the committee had, according to order, had the said bill under consideration, and made some progress therein.

On the question, that the committee of the whole House have leave to sit again on the said bill,

It passed in the negative.

A motion was made by Mr. John G. Jackson, and seconded, that the House do re-consider their vote of disagreement, that the bill sent from the Senate, intituled "An act to authorize the marine insurance company of Alexandria, to alter their style and firm; and to insure against loss by fire," be read the third time;

And on the question for re-consideration,

It passed in the negative.

So the said bill was rejected.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A motion being made by Mr. Lewis, and seconded, that the committee of the whole House, to whom is committed the bill sent from the Senate, intituled "An act supplementary to the act, entitled "An act to amend the charter of George-town," be discharged from proceeding therein; and that the said bill be now taken up for consideration in the House.

A motion was made by Mr. John G. Jackson, and seconded, that the farther consideration of the bill be postponed *indefinitely*.

And the question being taken thereupon,  
It passed in the negative.

The question then recurred on agreeing to the motion of Mr. Lewis, as herein before recited; and the same being stated from the chair, and taken,

It was resolved in the affirmative.

The bill was then amended at the Clerk's table, on a motion made by Mr. Blount: Whereupon,

Ordered, That the amendment be engrossed, and, together with the bill, be read the third time, this day.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have passed a bill, intituled "An act further to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments," to which they desire the concurrence of this House: The Senate recede so far from their amendments depending between the two Houses, to the bill, intituled "An act further to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments; and making appropriations for the support of the military establishment, and for the navy of the United States, for the year one thousand eight hundred and nine;" as to agree to the amendment and modification thereof proposed by the joint committee of conference; and do further agree, that the title of the said bill be "An act making appropriations for the support of the military establishment, and of the navy of the United States, for the year one thousand eight hundred and nine:" And then he withdrew.

A motion was made by Mr. Randolph, and seconded, that the House do come to the following resolution:

Resolved, That the allowance of one thousand four hundred and thirty-three dollars, and sixteen cents, for thirty-six extra rations per day, made by the Department of War to brigadier general Wilkin-

son, whilst commanding at Natchitoches, from the thirteenth to the thirtieth of September, one thousand eight hundred and six, and from the first of October to the eleventh of November, in the same year, and whilst commanding at New Orleans, from the twelfth of November, one thousand eight hundred and six, to the twenty-fourth of November, one thousand eight hundred and seven, and of six hundred dollars for "quarters, stables, &c." at the same place, is contrary to law; the said allowance being expressly prohibited by the act passed the sixteenth of March, one thousand eight hundred and two, intituled "An act fixing the military peace establishment of the United States."

And on the question, that the House do *now* proceed to take the said proposed resolution into consideration,

It was resolved in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas 56.} \\ \text{Nays 48.} \end{array} \right.$

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Lemuel J. Alston,  
Burwell Bassett,  
William W. Bibb,  
John Blake, junior,  
William A. Burwell,  
William Butler,  
John Campbell,  
Martin Chittenden,  
Matthew Clay,  
Samuel W. Dana,  
John Davenport, junior,  
Joseph Desha,  
William Ely,  
Barent Gardenier,  
Francis Gardner,  
Thomas Gholson, junior,  
Peterson Goodwyn,

Benjamin Howard,  
Richard Jackson,  
Robert Jenkins,  
Richard M. Johnson,  
Walter Jones,  
James Kelly,  
William Kirkpatrick,  
Joseph Lewis, junior,  
Matthew Lyon,  
Robert Marion,  
Josiah Masters,  
William Milnor,  
John Morrow,  
Gurdon S. Mumford,  
Thomas Newton,  
Josiah Quincy,  
John Randolph,  
John Rowan,

John Russell,  
James Sloan,  
Samuel Smith,  
Richard Stanford,  
William Stedman,  
Lewis B. Sturges,  
Peter Swart,  
Benjamin Tallmadge,  
John Taylor,  
John Thompson,

Abram Trigg,  
George M. Troup,  
Jabez Upham,  
James I. Van Alen,  
Nicholas Van Dyke,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck,  
Marmaduke Williams, and  
Alexander Wilson.

Those who voted in the negative, are

Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
Joseph Calhoun,  
George W. Campbell,  
Orchard Cook,  
Richard Cutts,  
Josiah Deane,  
Daniel M. Durell,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Isaiah L. Green,  
John Heister,  
William Helms,  
James Holland,  
David Holmes,  
John G. Jackson,

John Lambert,  
John Love,  
William M<sup>c</sup>Creery,  
John Montgomery,  
Nicholas R. Moore,  
Jeremiah Morrow,  
Roger Nelson,  
Thomas Newbold,  
Wilson C. Nicholas,  
John Porter,  
John Pugh,  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Ebenezer Seaver,  
Samuel Shaw,  
John Smilie,  
Jedediah A. Smith,  
Henry Southard,  
Clement Storer,  
Robert Whitehill,  
Isaac Wilbour,  
Nathan Wilson, and  
Richard Winn.

The said proposed resolution being read at the Clerk's table, and under debate, it was, on a motion made by Mr. John G. Jackson, and seconded, ordered to lie on the table.

A motion was then made by Mr. Randolph, and seconded, that the House do come to the following resolution :

Resolved, That an advance of pay for the months of March, April and May, and a further advance of pay for the months of June, July, August, September, October and November, in 1809, has been made by the Department of War to brigadier general Wilkinson, and that when the said advances were made, the said brigadier general Wilkinson stood indebted in a large amount to the United States on the books of the accountant of the War Department,—and that the said advances of pay were contrary to law.

The said proposed resolution being read, was, on a motion made and seconded, ordered to lie on the table.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have passed a resolution for the appointment of a committee on their part, jointly with such committee as may be appointed on the part of this House, to wait on the President of the United States, and inform him of the proposed adjournment of Congress: And then he withdrew.

Mr. John G. Jackson, from the joint committee for inrolled bills, reported, that the committee did, this day, present to the President of the United States, for his approbation, two inrolled bills; one, intituled "An act concerning invalid pensioners;" and another, intituled "An act authorizing an augmentation of the marine corps."

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: I am directed to inform this House, that the President of the United States did, this day, approve and sign the following acts which originated in the Senate, one, intituled "An act authorizing an augmentation of the marine corps:" another, intituled "An act to authorize the making a turnpike road from Mason's causeway to Alexandria;" and another, intituled "An act making a farther appropria-



ation towards completing the two wings of the capitol at the city of Washington; and for other purposes:" And then he withdrew.

The bill sent from the Senate, intituled "An act further to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments," was read the first time.

On motion,

The said bill was read the second time :

Whereupon,

A motion being made by Mr. Willis Alston, and seconded, that the bill be *now* read the third time;

The question was taken thereupon,

And resolved in the affirmative.

The said bill was, accordingly, read the third time,

And on the question, that the same do pass,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Willis Alston, from the managers appointed on the part of this House to attend a conference with the Senate on the subject-matter of the amendments depending between the two Houses to the bill, intituled "An act further to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments; and making appropriations for the support of the military establishment and of the navy of the United States for the year one thousand eight hundred and nine," made a report :

Whereupon,

Resolved, That this House doth so far recede from their disagreement to the said amendments of the Senate, as to agree to the modification and amendment proposed by the joint committee of conference; and that the title of the bill be "An act making appropriations for the support of the military establishment, and of the navy of the United States, for the year one thousand eight hundred and nine."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The bill sent from the Senate, intituled "An act supplementary to the act, entitled "An act to amend the charter of George-town," together with the amendment agreed to this day, was read the third time ;

And on the question that the same do pass,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined two inrolled bills, one intituled "An act making appropriations for the support of the military establishment, and of the navy of the United States, for the year one thousand eight hundred and nine," and another, intituled "An act futher to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments," and had found the same to be truly inrolled : Whereupon,

Mr. Speaker signed the said inrolled bills.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House proceeded to consider the resolution of the Senate for the appointment of a joint committee of the two Houses to wait on the President of the United States, and inform him of the proposed adjournment of Congress : Whereupon,

Resolved, That this House doth agree to the same ; and that Mr. Cutts and Mr. John G. Jackson, be appointed a committee on the part of this House, pursuant thereto.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On motion of Mr. Nicholas R. Moore, and seconded,

Resolved, That the Clerk of the House of Representatives be directed, within one month after the

close of the present session of Congress, to advertise three weeks successively, in two newspapers printed in the district of Columbia, that he is ready to receive separate proposals for supplying the House of Representatives, for the next Congress, with the necessary stationery, printing and wood for fuel, in manner prescribed by two resolutions passed by the House of Representatives; the first, on the twenty-eighth of February, one thousand eight hundred and five, and the other, on the twenty first of April, one thousand eight hundred and six.

On a motion made by Mr. Smilie, and seconded, that the House do come to the following resolution;

Resolved, That the thanks of this House be presented to Joseph B. Varnum, in testimony of their approbation of his conduct in the discharge of the arduous and important duties assigned to him, whilst in the chair.

The House proceeded to consider the said proposed resolution at the Clerk's table; and after debate thereon,

The question was taken, that the House do agree to the same,

And resolved in the affirmative, { Yeas 68.  
Nays 9.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Evan Alexander,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
Burwell Bassett,  
John Blake, junior,  
Thomas Blount,  
John Boyle,  
William A. Burwell,

William Butler,  
Joseph Calhoun,  
George W. Campbell,  
Richard Cutts,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
Daniel M. Durell,  
John W. Eppes,  
William Findley,

James Fisk,  
Meshack Franklin,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
John Harris,  
John Heister,  
William Helms,  
James Holland,  
David Holmes,  
Benjamin Howard,  
John G. Jackson,  
Richard Jackson,  
Richard M. Johnson,  
William Kirkpatrick,  
John Lambert,  
John Love,  
Robert Marion,  
William McCreery,  
William Milnor,  
John Montgomery,  
Nicholas R. Moore,  
Thomas Moore,  
Jeremiah Morrow,

John Morrow,  
Gurdon S. Mumford,  
Thomas Newton,  
Wilson C. Nicholas,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*),  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
Ebenezer Seaven,  
Samuel Shaw,  
John Smilie,  
Jedediah K. Smith,  
Clement Storer,  
Peter Swart,  
John Taylor,  
James I. Van Alen,  
Philip Van Cortlandt,  
Daniel C. Verplanck,  
Robert Whitehill,  
Isaac Wilbour,  
Marmaduke Williams,  
Alexander Wilson, and  
Nathan Wilson.

Those who voted in the negative, are

John Campbell,  
Francis Gardner,  
James M. Garnett,  
Joseph Lewis, junior,  
Matthew Lyon,

Josiah Masters,  
John Rowan,  
Richard Stanford, and  
Killian K. Van Rensselaer.

At the request of Mr. Barent Gardenier, the House excused him from voting on the question.

Mr. Speaker then made his acknowledgments to the House, in manner following :

*" Gentlemen of the House of Representatives,*

THE kind expression of your approbation of my conduct in the discharge of the duties which you have been pleased to assign me, as Speaker of the House, affords me that consolation which an approving conscience alone can surpass. You will please, gentlemen, to accept my thanks for the libe-

rality and candor which you have uniformly manifested towards me : And be assured, that the friendly aid which I have experienced from you in the discharge of my official duty, has made a deep impression on the affections of my heart, which length of time cannot eradicate."

On motion of Mr. Willis Alston, and seconded,

Resolved, That the Committee of Accounts be authorized to settle and adjust the accounts of Thomas Claxton, junior, and James Claxton, for their services during the present session, and allow them a sum out of the contingent fund of this House, not exceeding one hundred dollars, each.

Resolved, That the Clerk of this House is hereby authorized and directed to pay out of the contingent fund, to Elextius Spalding, John Phillips, Richard Stewart, John B. Boardman, and George Cooper, each fifty dollars, for extra services performed during the present session.

The bill sent from the Senate, intituled " An act providing for the promulgation of certain laws in the territory of Michigan," was read the first time.

On motion,

The said bill was read the second time :

Whereupon,

On a motion made and seconded,

Resolved, That the farther consideration thereof be postponed *indefinitely*.

The order of the day, for the House to resolve itself into a committee of the whole House, on the bill sent from the Senate, intituled " An act supplementary to the act, entitled " An act for the better government of the navy of the United States," being called for,

A motion was made by Mr. John G. Jackson, and seconded, that the said order of the day be postponed *indefinitely*.

And the question being put thereupon,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee did, this day, present to the President of the United States, for his approbation, two inrolled bills, one intituled "An act making appropriations for the support of the military establishment, and of the navy of the United States, for the year one thousand eight hundred and nine;" and another, intituled "An act further to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments."

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have disagreed to the amendment proposed by this House to the bill sent from the Senate, intituled "An act supplementary to the act, entitled "An act to amend the charter of George-town:" I am directed to inform this House, that the President of the United States did, this day, approve and sign an act which originated in the Senate, intituled "An act further to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments:" And then he withdrew.

A message was received from the President of the United States, by Mr. Coles, his secretary, notifying, that the President did, this day, approve and sign two acts, which originated in this House, one, intituled "An act concerning invalid pensioners," and another, intituled "An act making appropriations for the support of the military establishment, and of the navy of the United States, for the year one thousand eight hundred and nine."

Ordered, That the Clerk of this House do acquaint the Senate therewith.

The House proceeded to re-consider their amendment disagreed to by the Senate, to the bill sent from the Senate, intituled "An act supplementary to the

act, entitled "An act to amend the charter of Georgetown :'' Whereupon,

A motion was made by Mr. Lewis, and seconded, that the House do recede from their said amendment, and the same being received, and under debate,

A motion was made by Mr. Willis Alston, and seconded, that the farther consideration of the said bill and amendment, be postponed *indefinitely*.

And the question being taken thereupon,

It passed in the negative.

And on the question, that the House do agree to the motion made by Mr. Lewis, as herein before recited,

It was resolved in the affirmative.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: The Senate have considered the bill, intituled "An act to deprive, in certain cases, vessels of their American character, and to prevent, under certain disabilities, any citizen of the United States taking a license from any foreign power, to navigate the ocean, or to trade with any foreign and independent power;" also, the bill, intituled "An act for the relief of William Hastings," and have resolved that the said bills do not pass: And then he withdrew.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee had examined an inrolled bill, intituled "An act supplementary to the act, entitled "An act to amend the charter of Georgetown," and had found the same to be truly inrolled: Whereupon,

Mr. Speaker signed the said inrolled bill.

Ordered, That the Clerk of this House do acquaint the Senate therewith.

On motion of Mr. Willis Alston, and seconded,

Ordered, That the bill, intituled "An act concerning associations for the security of navigation;"

also, the bill providing an additional military force, which originated in this House, and are now depending and undecided upon, do lie on the table.

Mr. Van Alen, from the joint committee for inrolled bills, reported, that the committee did, this day, present to the President of the United States, for his approbation, an inrolled bill, intituled "An act supplementary to the act, entitled "An act to amend the charter of Georgetown."

Mr. Cutts, from the joint committee of the two Houses, appointed to wait on the President of the United States, and inform him of the proposed adjournment of Congress, reported, that the committee had, according to order, performed that service; and that the President signified to them, he had no farther communication to make to Congress during the present session.

A message from the Senate, by Mr. Otis, their Secretary.

Mr. Speaker: I am directed to inform this House, that the President of the United States did, this day, approve and sign an act which originated in the Senate, intituled "An act supplementary to the act, entitled "An act to amend the charter of Georgetown;" also, that the Senate having completed the legislative business before them, are now ready to adjourn without day: And then he withdrew.

An adjournment was then called for: Whereupon, Mr. Speaker adjourned the House, *sine die*.

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{Vide Errata at the end of the Index to this volume.}





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## A SUPPLEMENTAL JOURNAL

*Of such proceedings as, during the time they were depending, were ordered to be kept secret, and respecting which the injunction of secrecy was afterwards removed by order of the House.*

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**TUESDAY, November 8, 1808.**

The House being cleared of all persons, except the members and the Clerk,

A confidential message in writing was received from the President of the United States, by Mr. Coles, his Secretary, who delivered in the same, and then withdrew.

**WEDNESDAY, November 9, 1808.**

The House being cleared of all persons, except the members and the Clerk, proceeded in the reading of the confidential message from the President of the United States, and the accompanying documents, received on the eighth instant, and went through the same.

The said message is in the words following, to wit :

*To the Senate and House of Representatives of the United States.*

The documents communicated with my public message of this day, contain such portions of the correspondences, therein referred to, of the ministers of the United States at Paris and London, as relate to the present state of affairs between those govern-

ments and the United States, and as may be made public. I now communicate confidentially such supplementary portions of the same correspondences as I deem improper for publication, yet necessary to convey to Congress full information on a subject of their deliberations so interesting to our country.

TH : JEFFERSON.

November 8, 1808.

Ordered, That the said message and documents do lie on the table.

WEDNESDAY, November 23, 1808.

The House being cleared of all persons except the members and the clerk,

A motion was made by Mr. Randolph, and seconded, that the House do come to the following resolution :

Resolved, That the injunction of secrecy, so far as it relates to the substance of the communications from our respective ministers at Paris and London, which accompanied the President's message of the eighth instant, be taken off.

And, on the question that the House do now proceed to take the said proposed resolution into consideration,

It was resolved in the affirmative, { Yeas 113.  
Nays 1.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
William W. Bibb,  
William Blackledge,

John Blake, junior,  
Thomas Blount,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,

## OF REPRESENTATIVES.

3

George W. Campbell,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
Matthew Clay,  
John Clopton,  
Orchard Cook,  
John Culpeper,  
Richard Cutts,  
Samuel W. Dana,  
John Davenport, junior,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Francis Gardner,  
James M. Garnett,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Edwin Gray,  
Isaiah L. Green,  
John Harris,  
John Heister,  
William Helms,  
William Hoge,  
James Holland,  
David Holmes,  
Reuben Humphreys,  
Daniel Hsley,  
John G. Jackson,  
Richard Jackson,  
Robert Jenkins,  
Walter Jones,  
William Kirkpatrick,  
John Lambert,  
Edward St. Loe Livermore,  
Edward Lloyd,  
John Love,  
Nathaniel Macon,  
Robert Marion,  
Josiah Masters,

William McCreery,  
William Milnor,  
Daniel Montgomery, junior,  
John Montgomery,  
Jeremiah Morrow,  
John Morrow.  
Jonathan O. Mosely,  
Gurdon S. Mumford.  
Ruger Nelson,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
Timothy Pitkin, junior,  
John Porter,  
Josiah Quincy,  
John Randolph,  
John Rea, (*Pennsylvania*),  
John Rhea, (*Tennessee*),  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
John Russell,  
Benjamin Say,  
Ebenezer Seaver,  
Samuel Shaw,  
James Sloan,  
Dennis Smelt,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Henry Southard,  
Richard Stanford,  
William Stedman,  
Clement Storer,  
Lewis B. Sturges,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Taylor,  
John Thompson,  
Abram Trigg,  
George M. Troup,  
Jabez Upham,  
James I. Van Allen,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck,  
Robert Whitehill,

## 4 JOURNAL OF THE HOUSE

Isaac Wilbour,  
David R. Williams,  
Alexander Wilson,

Nathan Wilson, and  
Richard Winn.

Adam Boyd voted in the negative.

Mr. Randolph then modified his resolution so as to read as follows :

Resolved, That the injunction of secrecy imposed on the communication from our respective ministers at Paris and London, which accompanied the President's message of the eighth instant, be taken off, with the exception of the extract of a letter from general Armstrong to the Secretary of State, dated Paris, December twenty-seventh, one thousand eight hundred and seven.

And on the question that the House do agree to the same ;

It passed in the negative,      { Yeas 31.  
  { Nays 82.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

John Campbell,  
Epaphroditus Champion,  
Martin Chittenden.  
John Davenport, junior,  
Daniel M. Durell,  
William Ely,  
James M. Garnett,  
Edwin Gray,  
John Harris,  
William Hoge,  
Richard Jackson,  
Joseph Lewis, junior,  
Edward St. Loe Livermore,  
Edward Lloyd,  
Nathaniel Macon,  
Josiah Masters,

William Milnor,  
John Morrow,  
Jonathan O. Mosely,  
Roger Nelson,  
Josiah Quincy,  
John Randolph,  
John Russell,  
Samuel Shaw,  
William Siedman,  
Lewis B. Sturges,  
Abram Trigg,  
Jabez Upham,  
Killian K. Van Rensselaer,  
David R. Williams, and  
Nathan Wilson.

## OF REPRESENTATIVES.

5

Those who voted in the negative, are

Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William A. Burwell,  
William Butler,  
Joseph Calhoun,  
John Clopton,  
Orchard Cook,  
John Culpeper,  
Richard Cutts,  
Samuel W. Dana,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
James Elliot,  
John W. Eppes,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Francis Gardner,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,  
John Heister,  
William Helms,  
James Holland,  
David Holmes,  
Benjamin Howard,  
Reuben Humphreys,  
Daniel Hsley,  
John G. Jackson,  
Robert Jenkins,

Walter Jones,  
William Kirkpatrick,  
John Lambert,  
Robert Marion,  
William McCreery,  
Daniel Montgomery, junior,  
John Montgomery,  
Jeremiah Morrow,  
Gurdon S. Mumford,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
Timothy Pitkin, junior,  
John Porter,  
John Rea, (*Pennsylvania*,)  
John Rhea, (*Tennessee*,)  
Jacob Richards,  
Matthias Richards,  
Benjamin Say,  
Ebenezer Seaver,  
James Sloan,  
Dennis Smeit,  
John Smilie,  
Jedediah K. Smith,  
John Smith,  
Henry Southard,  
Richard Stanford,  
Clement Storer,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Taylor,  
John Thompson,  
George M. Troup,  
James I. Van Alen,  
Archibald Van Horn,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert W. Hitchill,  
Isaac Wilbour,  
Alexander Wilson, and  
Richard Winn.

Another motion was then made by Mr. Randolph, and seconded, that the House do come to the following resolution :

Resolved, That the injunction of secrecy, so far as it relates to the substance of the communications from our respective ministers at Paris and London, which accompanied the President's message of the eighth instant, be taken off.

And on the question, that the House do now proceed to take the same into consideration, an adjournment was called for ;

And then the House adjourned until to-morrow morning, eleven o'clock.

THURSDAY, November, 24, 1808.

The House being cleared of all persons except the members and the Clerk ; and the resolution proposed by Mr. Randolph, which was depending yesterday, at the time of adjournment, being again read in the words following to wit :

Resolved, That the injunction of secrecy, so far as it relates to the substance of the communications from our respective ministers at Paris and London, which accompanied the President's message of the eighth instant, be taken off, with the exception of the extract of a letter from general Armstrong, to the Secretary of State, dated Paris, December twenty-seventh, one thousand eight hundred and seven.

The question was taken that the House do now proceed to the farther consideration of the same,

And resolved in the affirmative.

Mr. Randolph, then, with the consent of the House, withdrew the said resolution from the Clerk's table :

Whereupon,

A motion was made by Mr. Macon, and seconded, that the House do come to the following resolution :

Resolved, That the injunction of secrecy imposed on the communications from the President, from our respective ministers at Paris and London, be taken off, and that the same be published, with the exception of the extract of a letter from general Armstrong to

## OF REPRESENTATIVES.

7

the Secretary of State, dated, Paris, twenty-seventh of December, one thousand eight hundred and seven.

And on the question that the House do agree to the same :

It passed in the negative,    { Yeas 29.  
   { Nays 82.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

John Campbell,	Josiah Masters,
Epaphroditus Champion,	John Morrow,
Martin Chittenden,	Jonathan O. Mosely,
John Davenport, junior,	Roger Nelson,
Daniel M. Durell,	Josiah Quincy,
William Ely,	John Randolph,
James M. Garnett,	John Russell,
Edwin Gray,	Samuel Shaw,
John Harris,	William Stedman,
William Hoge,	Lewis B. Sturges,
Richard Jackson,	Abram Trigg,
Joseph Lewis, junior,	Jabez Upham,
Edward St. Loe Livermore,	Killian K. Van Rensselaer, and
Edward Lloyd,	David R. Williams.
Nathaniel Macon,	

Those who voted in the negative, are

Lemuel J. Alston,	Richard Cutts,
Willis Alston, junior,	Samuel W. Dana,
Ezekiel Bacon,	John Dawson,
David Bard,	Josiah Deane,
Joseph Barker,	Joseph Desha,
William W. Bibb,	James Elliot,
William Blackledge,	John W. Eppes,
John Blake, junior,	William Findley,
Thomas Blount,	James Fisk,
Adam Boyd,	Meshack Franklin,
John Boyle,	Thomas Gholson, junior,
Robert Brown,	Peterson Goodwyn,
William A. Burwell,	Isaiah L. Green,
William Butler,	John Heister,
Joseph Calhoun,	William Helms,
Matthew Clay,	James Holland,
John Clopton,	Benjamin Howard,
Orchard Cook,	Reuben Humphreys,
John Culpeper,	Daniel Hisey,



John G. Jackson,  
 Robert Jenkins,  
 Richard M. Johnson,  
 John Lambert,  
 John Love,  
 Robert Marion,  
 William McCreery,  
 William Milnor,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Jeremiah Morrow,  
 Gurdon S. Mumford,  
 Thomas Newbold,  
 Thomas Newton,  
 Wilson C. Nicholas,  
 Timothy Pitkin, junior,  
 John Rea, (*Pennsylvania*,)  
 John Rhea, (*Tennessee*,)  
 Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 Benjamin Say,

Ebenezer Seaver,  
 James Sloan,  
 Sohn Smilie,  
 Jedediah K. Smith,  
 John Smith,  
 Henry Southard,  
 Richard Stanford,  
 Clement Storer,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Taylor,  
 John Thompson,  
 George M. Troup,  
 James I. Van Alen,  
 Archibald Van Horn,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Robert Whitehill,  
 Isaac Wilbour,  
 Nathan Wilson, and  
 Richard Winn.

A motion was then made by Mr. Randolph, and seconded, that the House do come to the following resolution :

Resolved, That the injunction of secrecy, so far as it relates to the substance of the communications from our respective ministers at Paris and London; which accompanied the President's message of the eighth instant, be taken off, with the exception of the extract of a letter from general Armstrong to the Secretary of State, dated Paris, December twenty-seventh, one thousand eight hundred and seven.

And the question being taken thereupon,

It passed in the negative, { Yeas 39.  
   { Nays 67.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are

John Campbell,  
 Epaphroditus Champion,  
 Martin Chittenden,

John Culpeper,  
 Samuel W. Dana,  
 John Davenport, junior,

## OF REPRESENTATIVES.

9

Daniel M. Durell,  
James Elliot,  
William Ely,  
Barent Gardenier,  
James M. Garnett,  
Edwin Gray,  
John Harris,  
William Hoge,  
Richard Jackson,  
Robert Jenkins,  
Joseph Lewis, junior,  
Edward St. Loe Livermore,  
Edward Lloyd,  
Robert Marion,  
Josiah Masters,  
William Milnor,  
Jonathan O. Mosely,

Gurdon S. Mumford,  
Timothy Pitkin, junior,  
Josiah Quincy,  
John Randolph,  
John Russell,  
Richard Stanford,  
William Stedman,  
Lewis B. Sturges,  
Peter Swart,  
Samuel Taggart,  
Benjamin Tallmadge,  
Jabez Upham,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
David R. Williams, and  
Nathan Wilson.

Those who voted in the negative, are

Lemuel J. Alston,  
Willis Alston, junior,  
Ezekiel Bacon,  
David Bard,  
Joseph Barker,  
William Blackledge,  
John Blake, junior,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
Matthew Clay,  
John Clopton,  
O: chard Cook,  
Richard Cutts,  
John Dawson,  
Josiah Deane,  
Joseph Desha,  
William Findley,  
James Fisk,  
Meshack Franklin,  
Francis Gardner,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Isaiah L. Green,

John Heister,  
Williams Helms,  
James Holland,  
Reuben Humphreys,  
Daniel Hsley,  
John G. Jackson,  
John Lambert,  
Nathaniel Macon,  
William M'Creery,  
Daniel Montgomery, junior,  
John Montgomery,  
Jeremiah Morrow,  
John Morrow,  
Roger Nelson,  
Thomas Newbold,  
Wilson C. Nicholas,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
Benjamin Say,  
Ebenezer Seaver,  
Samuel Shaw,  
James Sloan,  
John Smilie,  
Jedediah K. Smith,

**John Smith,  
Henry Southard,  
Clement Storer,  
John Taylor,  
John Thompson,  
Abram Trigg,  
George M. Troup.**

**James I. Van Alen,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbourn, and  
Richard Winn.**

**On motion,  
Ordered, That the doors be now opened.**

**FRIDAY, November 25, 1808.**

**The House being cleared of all persons, except the members and the Clerk,**

A motion was made by Mr. Randolph, and seconded, that the House do come to the following resolution:

**"That the secret journal be published."**

The question was taken, that the House do now proceed to consider the said proposed resolution,

And resolved in the affirmative, { Yeas 101.  
 { Nays 16.

The yeas and nays being demanded by one fifth of the members present,

**Those who voted in the affirmative, are**

**Willis Alston, junior,  
Ezekiel Bacon,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
John Boyle,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
Matthew Clay,**

John Clopton,  
John Culpeper,  
Samuel W. Dana,  
John Davenport, junior,  
John Dawson,  
Joseph Desha,  
Daniel M. Durell,  
James Elliot,  
William Ely,  
John W. Eppes,  
James Fisk,  
Meshack Franklin,  
Barent Gardenier,  
Francis Gardner,  
James M. Garnett,

## OF REPRESENTATIVES.

11

Thomas Gholson, junior,  
 Peterson Goodwyn,  
 Edwin Gray,  
 John Harris,  
 William Hoge,  
 James Holland,  
 David Holmes,  
 Benjamin Howard,  
 Daniel Ilsey,  
 John G. Jackson,  
 Richard Jackson,  
 Robert Jenkins,  
 Richard M. Johnson,  
 Walter Jones,  
 John Lambert,  
 Joseph Lewis, junior,  
 Edward St. Loc Livermore,  
 Edward Lloyd,  
 Nathaniel Macon,  
 Robert Marion,  
 William McCreery,  
 William Miloor,  
 Daniel Montgomery, junior,  
 John Montgomery,  
 Jeremiah Morrow,  
 John Morrow,  
 Jonathan O. Moseley,  
 Gurdon S. Mumford,  
 Thomas Newbold,  
 Thomas Newton,  
 Timothy Pitkin, junior,  
 John Porter,  
 Josiah Quincy,  
 John Randolph,  
 John Rea, (*Pennsylvania*)  
 John Rhea, (*Tennessee*)

Jacob Richards,  
 Matthias Richards,  
 Samuel Riker,  
 John Russell,  
 Benjamin Say,  
 Ebenezer Seaver,  
 Samuel Shaw,  
 James Sloan,  
 Dennis Smelt,  
 Jedediah K. Smith,  
 John Smith,  
 Samuel Smith,  
 Henry Southard,  
 Richard Stanford,  
 William Stedman,  
 Clement Storer,  
 Lewis B. Sturges,  
 Peter Swart,  
 Samuel Taggart,  
 Benjamin Tallmadge,  
 John Taylor,  
 John Thompson,  
 Abram Trigg,  
 George M. Troup,  
 Jabez Upham,  
 James I. Van Alen,  
 Philip Van Cortlandt,  
 Archibald Van Horn,  
 Killian K. Van Rensselaer,  
 Daniel C. Verplanck,  
 Jesse Wharton,  
 Isaac Wilbour,  
 David R. Williams,  
 Alexander Wilson, and  
 Nathan Wilson.

Those who voted in the negative, are

Lamuel J. Alston,  
 David Bard,  
 Thomas Blount,  
 Adam Boyd,  
 Orchard Cook,  
 Richard Cutts,  
 Josiah Deane,  
 William Findley,

Isaiah L. Green,  
 John Heister,  
 William Helms,  
 Reuben Humphreys,  
 Wilson C. Nicholas,  
 John Smilie,  
 Robert Whitehill, and  
 Richard Wima.

The question was then taken, that the House do agree to the said resolution,

And resolved in the affirmative, { Yeas 95.  
Nays 23.

The yeas and nays being demanded by one fifth of the members present,

Those who voted in the affirmative, are,

Willis Alston, junior,  
Ezekiel Bacon,  
Joseph Barker,  
Burwell Bassett,  
William W. Bibb,  
William Blackledge,  
John Blake, junior,  
William A. Burwell,  
John Campbell,  
Epaphroditus Champion,  
Martin Chittenden,  
Matthew Clay,  
John Clopton,  
John Culpeper,  
Richard Cutts,  
Samuel W. Dana,  
John Davenport, junior,  
John Dawson,  
Joseph Desha,  
James Elliot,  
William Ely,  
John W. Eppes,  
Meshack Franklin,  
Barent Gardenier,  
Francis Gardner,  
James M. Garnett,  
Thomas Gholson, junior,  
Peterson Goodwyn,  
Edwin Gray,  
John Harris,  
William Hoge,  
David Holmes,  
Benjamin Howard,  
Daniel Haley,  
John G. Jackson,  
Richard Jackson,  
Robert Jenkins,

Richard M. Johnson,  
Walter Jones,  
William Kirkpatrick,  
John Lambert,  
Joseph Lewis, junior,  
Edward St. Loe Livermore,  
Edward Lloyd,  
Nathaniel Macon,  
Robert Marion,  
Josiah Masters,  
William McCreery,  
Daniel Montgomery, junior,  
John Montgomery,  
Jeremiah Morrow,  
John Morrow,  
Jonathan O. Mosely,  
Gurdon S. Mumford,  
Roger Nelson,  
Thomas Newbold,  
Thomas Newton,  
Timothy Pitkin, junior,  
John Porter,  
Josiah Quincy,  
John Randolph,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*)  
Jacob Richards,  
Matthias Richards,  
Samuel Riker,  
John Russell,  
Benjamin Say,  
Samuel Shaw,  
James Sloan,  
Jedediah E. Smith,  
John Smith,  
Samuel Smith,  
Henry Southard,

## OF REPRESENTATIVES.

13

Richard Stanford,  
William Stedman,  
Clement Storer,  
Lewis B. Sturges,  
Peter Swart,  
Samuel Taggart,  
Benjamin Tallmadge,  
John Thompson,  
Abram Trigg,  
George M. Troup,  
Jabez Upham,

James I. Van Alen,  
Philip Van Cortlandt,  
Archibald Van Horn,  
Killian K. Van Rensselaer,  
Daniel C. Verplanck,  
Jesse Wharton,  
Isaac Wilbour,  
David R. Williams,  
Alexander Wilson, and  
Nathan Wilson.

Those who voted in the negative, are

Lemuel J. Alston,  
David Bard,  
Thomas Blount,  
Adam Boyd,  
John Boyle,  
Robert Brown,  
William Butler,  
Joseph Calhoun,  
Orchard Cook,  
Josiah Deane,  
Daniel M. Durell,  
William Findley,

Isaiah L. Green,  
John Heister,  
William Helms,  
James Holland,  
Wilson C. Nicholas,  
Ebenezer Seaver,  
Dennis Smelt,  
John Smilie,  
John Taylor,  
Robert Whitehill, and  
Richard Winn.

A motion was made by Mr. David R. Williams, and seconded, that the House do come to the following resolution :

Resolved, That the injunction of secrecy imposed on the letters and extracts from our ministers at Paris and London, accompanying the message of the President of the United States, of the eighth instant, except the letter of Mr. Armstrong of the twenty-seventh of December, one thousand eight hundred and seven, and the words contained in the parenthesis of Mr. Pinkney's letter of the twenty-sixth of January, one thousand eight hundred and eight, be removed.

The question was taken, that the House agree to the said proposed resolution,

And passed in the negative,      { Yeas 43.  
   { Nays 72.

The yeas and nays being demanded by one fifth of the members present,

## Those who voted in the affirmative, are

Burwell Bassett,	John Morrow,
John Campbell,	Jonathan O. Mosely,
Epaphroditus Champion,	Gurdon S. Mumford,
Martin Chittenden,	Roger Nelson,
John Culpeper,	Timothy Pitkin, junior,
Samuel W. Dana,	Josiah Quincy,
John Davenport, junior,	John Randolph,
Daniel M. Durell,	Samuel Riker,
James Elliot,	John Russell,
William Ely,	Samuel Shaw,
James Fisk,	Samuel Smith,
Barent Gardenier,	William Stedman,
James M. Garnett,	Lewis B. Sturges,
Edwin Gray,	Peter Swart,
John Harris,	Benjamin Tallmadge,
William Hoge,	Abram Trigg,
Richard Jackson,	Jabez Upham,
Joseph Lewis, junior,	Philip Van Cortlandt,
Edward St. Loe Livermore,	Archibald Van Horn,
Edward Lloyd,	Killian K. Van Rensselaer, and
Nathaniel Macon,	David R. Williams.
Josiah Masters,	

## Those who voted in the negative, are

Lemuel J. Alston,	William Findley,
Willis Alston, junior,	Meshack Franklin,
Ezekiel Bacon,	Francis Gardner,
David Bard,	Thomas Gholson, junior,
Joseph Barker,	Peterson Goodwyn,
William W. Bibb,	Isaiah L. Green,
William Blackledge,	John Heister,
John Blake, junior,	William Helms,
Thomas Blount,	James Holland,
Adam Boyd,	David Holmes,
Robert Brown,	Benjamin Howard,
William A. Burwell,	Reuben Humphreys,
William Butler,	Daniel Hsley,
Joseph Calhoun,	John G. Jackson,
Mathew Clay,	Robert Jenkins,
John Clopton,	Richard M. Johnson,
Orchard Cook,	Walter Jones,
Richard Cutts,	William Kirkpatrick,
John Dawson,	John Lambert,
Josiah Deane,	Robert Marion,
Joseph Desha,	William McCreery,

## OF REPRESENTATIVES.

15

William Milnor,  
Daniel Montgomery, junior,  
John Montgomery,  
Jeremiah Morrow,  
Thomas Newbold,  
Thomas Newton,  
Wilson C. Nicholas,  
John Porter,  
John Rea, (*Pennsylvania*)  
John Rhea, (*Tennessee*),  
Matthias Richards,  
Benjamin Say,  
Ebenezer Seaver,  
James Sloan,  
Dennis Smelt,

John Smilie,  
Jedediah K. Smith,  
John Smith,  
Henry Southard,  
Richard Stanford,  
Clement Storer,  
John Taylor,  
George M. Troup,  
James I. Van Allen,  
Daniel C. Verplanck,  
Jesse Wharton,  
Robert Whitehill,  
Isaac Wilbour,  
Alexander Wilson, and  
Richard Winn.

On motion of Mr. Macon, and seconded,  
Ordered, That the secret journal of this day be  
published.

On motion,  
Ordered, That the doors be now opened.





# INDEX.

## A.

	<i>Page.</i>
<b>ABSENCE</b> , members granted leave of, 55, 62, 159, 180, 188, 298, 316, 389, 411, 413, 421, 426, 488.	
Accounts of receipts and expenditures of the United States, 280, 413.	
Committee of, appointed, (see <i>committee</i> .)	
Additional duties upon goods imported from foreign places, bill for imposing, 375. (see <i>bills</i> .)	
Adherence, votes of, . . . . .	316.
Advances and allowances to the commander in chief of the army, inquiry respecting, 356, 423, motions respecting, 522, 523, 524, 525.	
Adjournment of the House, motions and votes concerning the daily hour of the, 7, 409, 425, 429, 430.	
Affirmation, (see <i>oath</i> .)	
Alexandria, bill supplemental to the act establishing a turnpike company in the county of, 99. (see <i>bills</i> .)	
bill supplemental to the act to amend the charter of, . . . . .	126.
(see <i>bills</i> .)	
bill concerning the marine insurance compa- ny of, . . . . .	242.
(see <i>bills from the Senate</i> )	
bill authorizing a turnpike road from Ma- son's causeway to, . . . . .	293, 388.
(see <i>bills</i> .)	
(also <i>bills from the Senate</i> )	
Algiers, information communicated by the President of the state of our affairs with the dey and regency of, 14,	

# INDEX.

	<i>Page.</i>
Alabama Indians, message from the President concerning the, . . . . .	198.
bill for the relief of certain, . . . . .	302.
<i>(see bills from the Senate)</i>	
Allowances of bounty to fishing vessels, bill concerning, . . . . .	383
<i>(see bills)</i>	
American character, bill to deprive, in certain cases, ves-	
sels of their, . . . . .	300.
<i>(see bills)</i>	
seamen. <i>(see seamen)</i>	
Annapolis to Rockhall, bill to change the post-route from, . . . . .	112.
<i>(see bills from the Senate)</i>	
Ante-dated, bill concerning claims to land in the Missis-	
sippi territory, reported by the land commis-	
sioners as, . . . . .	382.
<i>(see bills)</i>	
Appeals to the House from the decision of the Speaker, 81, 84	
85, 140, 142, 214, 330, 331.	
Appropriations for the year eighteen hundred and nine,	
estimates, of . . . . .	182.
bills concerning, . . . . .	325, 398.
<i>(see bills)</i>	
Arm, motions for granting permission to merchant ves-	
sels to, . . . . .	42, 43, 331, 332, 486.
proceedings on, . . . . .	342, 343, 348, 349
	350, 352, 353, 357
	358, 362, 367, 368
	372, 378.
Armed ships and vessels of the belligerent powers, motion	
for excluding from the ports and	
waters of the United States all, 46, 47.	
Arming, manning and fitting out all the vessels of war,	
bill to provide for, . . . . .	132.
<i>(see bills from the Senate)</i>	
Arms, information communicated by the President, of	
measures taken to procure an adequate supply of, . . . . .	17.
ammunition, hemp, cordage and canvass, bill to	
prevent the exportation,	
and to encourage the im-	
portation of, . . . . .	476:
<i>(see bills)</i>	
Army of the United States, motion requesting the Presi-	
dent to lay before the House	
a list of the names of the offi-	
cers, non-commissioned offi-	
cers and soldiers composing	
the, (rejected) . . . . .	243, 246.

## INDEX.

	<i>Page.</i>
Associations for the security of navigation, bill concerning,	206.
	(see bills)
Attorney general,	
references to the,	88, 89, 274, 275.

## B.

Baillie Alexander, bill for the relief of,	274.
	(see bills)
Balances charged on the books of the Treasury, for advances made prior to the thirtieth June. one thousand eight hundred and eight, statement of \$10.	
Barbary powers, (see <i>Algiers</i> )	
Barnitz Jacob, bill for the relief of	293.
	(see bills)
Batture (see <i>petition of Edward Livingston</i> )	
(also citizens of <i>New Orleans</i> )	
Bayou St. John, bill to establish a light house at the entrance of	411.
	(see bills)
Beaumont Edward, bill for the relief of	186.
	(see bills)
Beaumarchais carron de, legal representative of the late, documents relating to her claim referred	75.
BILLS to authorize the transportation by mail free of postage, of a certain message of the President of the United States, and documents accompanying the same,	39, 41, 46, 49, 50, 55, 53.
concerning the powers of territorial governors,	41, 53.
to authorize the conveyance of certain papers and documents by the mail free of postage,	52, 57, 69.
authorizing the President to employ twelve additional revenue cutters,	61, 62, 63.
(amendatory) authorizing the President to employ an additional number of revenue cutters,	82, 95
	97, 98, 196, 200, 205, 206
	209, 212, 243, 245.
authorizing the proprietors of squares and lots in the city of Washington, to have the same subdivided and admitted to record,	66, 163, 167
	242, 263, 272.
for the relief of certain persons therein mentioned.	69, 71, 163.

# INDEX

	Page
<b>BILLS</b> (amendatory) <i>for the relief of William White and others,</i>	167, 168.
authorizing the payment of certain pensions by the secretary of war at the seat of government,	73, 154, 159, 209, 212, 213, 243, 245.
to incorporate a company for opening the canal in the city of Washington,	83.
to revive and continue the authority of the commissioners of Kaskaskia,	96, 162, 163, 167 383, 395, 464.
supplementary to the act, intituled "An act for the establishment of a turnpike company in the county of Alexandria,"	99,
authorizing the appointment and employment of an additional number of navy officers, seamen and marines,	101, 173, 175 to 178 180 215, 250, 251, 252, 258 to 263. 265. 266, 267, 269 270, 271, 276, 277, 278 285 to 289, 290, 291, 296 297, 298, 306, 316, 324 325, 347.
authorizing a lottery to raise a sum of money for the purpose of building a church in the town of Alexandria, in the district of Columbia, for the use of the Episcopal congregation in the said town,	131.
supplemental to the act, entitled "An act to amend the charter of Alexandria,"	126.
making compensation to captain Zebulon M. Pike, and his companions,	127, 168.
supplementary to an act, intituled "An act authorizing the erection of a bridge over the river Potomac, within the district of Columbia,"	130, 131.
supplemental to the act, intituled "An act to establish an uniform rule of naturalization, and to repeal the acts heretofore passed on that subject,"	131.
for the relief of Augustin Serry,	153, 190, 196 223, 250, 263, 272.
prescribing the effect of records of judgments and decrees of one state in another state,	160.
for the relief of the infirm, disabled and superannuated officers and soldiers of the late and of the present army of the United States,	160 206, 249, 253.

## INDEX.

	<i>Page.</i>
<b>BILLS</b> to deprive in certain cases, vessels of their American character, and to prevent under certain disabilities any citizen of the United States taking a license from any foreign power to navigate the ocean, or to trade with any other foreign or independent power, . . .	200, 502, 510 511, 512, 532.
authorizing a lottery to raise a sum of money for the purpose of finishing a church in the city of Washington, in the district of Columbia, for the use of the Episcopal congregation in the said city, . . .	169.
authorizing the issuing of debentures in certain cases, . . .	175.
for the relief of Daniel Cotton, . . .	179, 181, 392 393, 394, 438, 475, 491, 492.
extending the right of suffrage in the Indiana territory, and for other purposes, . . .	182, 395, 396, 410 422, 491, 492.
to interdict commercial intercourse between the United States and Great Britain and France, and their dependencies; and for other purposes, . . .	184.
to continue in force for a farther time the first section of an act, entitled "An act farther to protect the commerce and seamen of the United States against the Barbary powers," . . .	185, 186 189, 215, 247, 250, 269.
for the relief of Edward Beamont, . . .	186, 284, 289 290, 316, 338, 343.
giving a farther compensation to the witnesses and venire who attended the trial of Aaron Burr, before the circuit of the United States, for the district of Virginia, . . .	186.
making provision for the discharge of certain unsatisfied claims against the United States, . . .	188.
authorizing the discharge of John Heard from his imprisonment, . . .	199.
to authorize the transmission of certain documents by the mail free of postage, . . .	203, 204, 215.
for dividing the Indiana territory into two separate governments, . . .	204, 205, 283, 284, 292, 294 295, 296, 388, 354, 362, 365.
supplementary to the act, entitled "An act to amend an act, entitled "An act establishing circuit courts and abridging the jurisdiction of the district courts of Kentucky, Tennessee and Ohio, . . .	206, 338.

## INDEX.

*Page.*

- BILLS** concerning associations for the security of navigation, 206, 207, 383, 386, 387, 394, 532, 533.
- conferring certain powers, relative to roads and bridges, on the levy court for the county of Washington, in the district of Columbia, 211.
- supplementary to the act, intituled "An act to amend the charter of Georgetown," 221.
- for the relief of sick, disabled and distressed seamen, 221, 278, 279, 281, 282, 283.
- authorizing the appointment of a superintendant of ordnance, 221.
- to authorize the transportation of certain documents by mail, free of postage, 253, 254, 269.
- to alter the time of the next meeting of Congress, 265
- 301, 302 to 305, 338, 338, 343.
- supplementary to the act, entitled "an act for establishing and organizing a marine corps," 265.
- providing an additional military force, 203, 265, 309
- 310, 311, 312, 335, 338, 341, 342.
- to incorporate the trustees of the Presbyterian church in the town of Alexandria, 273.
- for the relief of Alexander Baillie, 274.
- authorizing the President of the United States to grant permission to vessels to depart from the ports of the United States, for the purpose of importing salt, 275.
- for imposing additional duties upon all goods, wares and merchandize imported from any foreign port or place, 275, 276, 394, 397, 402
- 403, 404, 405, 406.
- for the relief of Jacob Barnitz, 293, 493, 494, 496
- 501, 513, 519, 520.
- making appropriations to complete the fortifications commenced for the security of the seaport towns and harbors of the United States, and to defray the expense of deepening and extending to the river Mississippi the canal of Carondelet, 293, 314, 315, 316, 335
- 352, 367, 372, 383, 386.
- to authorize the making of a turnpike road from Mason's causeway to Alexandria, 293.
- to alter the terms of sale of the public lands of the United States, and for other purposes, 299.
- extending jurisdiction in certain cases to the territorial courts, and for other purposes, 299, 300.
- respecting executions for small debts in the county of Washington, in the district of Columbia, 306.

# INDEX.

	Page.
<b>BILLS</b> for the relief of Isaac Briggs, . . . . .	306.
for altering the times and places for holding the circuit court of the United States, within the district of Vermont, . . . . .	306.
concerning claims to lands in the Mississippi territory, granted by the British government of West Florida, . . . . .	308.
respecting the circuit and district courts of the district of Columbia, . . . . .	324.
making appropriations for the support of government during the year, one thousand eight hundred and nine, . . . . .	325, 382, 383, 387, 399 400, 404, 409, 415, 416.
concerning invalid pensioners, . . . . .	339, 412, 414, 415 422, 427, 428, 429, 481 482, 483, 486, 501, 513 519, 525, 531.
to prohibit in certain cases the entry of foreign vessels into the ports and harbors of the United States, . . . . .	339.
for the relief of John N. Stout, . . . . .	360.
for the disposal of certain tracts of land in the Mississippi territory, claimed under Spanish grants reported by the land commissioners as ante-dated, and for other purposes, . . . . .	382, 392, 396 397, 415.
<i>(amendatory) for the disposal of certain tracts of land in the Mississippi territory, claimed under Spanish grants reported by the land commissioners as ante-dated ; and to confirm the claims of Abraham Ellis and Daniel Harregal, . . . . .</i>	<i>426, 475 491, 492.</i>
authorizing the accounting officers of the Treasury Department to give credit to certain collectors of the customs for allowances paid by them to the owners and crews of fishing vessels, . . . . .	383, 384.
to interdict commercial intercourse between the United States and Great Britain and France, and their dependencies ; and for other purposes, . . . . .	387 399, 404, 405, 408, 410 411, 412, 413, 416, 417 418, 419, 420, 421, 424 425.
to regulate process, in certain cases, in the courts of the United States, . . . . .	397.



# INDEX.

	<i>Page.</i>
<b>BILLS</b> further to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments, and making appropriations for the support of the military establishment, and of the navy of the United States. for the year, one thousand eight hundred and nine, 398	
	439, 440, 441, 442, 475
	476, 502 to 508, 515
	516, 517, 520, 521.
(amendatory) <i>making appropriations for the support of the military establishment, and of the navy of the United States,</i> 522, 526, 527, 531.	
in addition to the act to regulate the laying out and making a road from Cumberland, in the state of Maryland, to the state of Ohio, 401, 402.	
supplemental to the act, entitled "an act for establishing trading houses with the Indian tribes," 407, 488, 493, 501	
	512, 519, 520.
for the benefit of seamen of the United States, 410.	
to remove the office of collector from Tappahannock to Fredericksburg, and to make Tappahannock a port of delivery, and also to abolish the offices of surveyor at Fredericksburg, in Virginia, and at St. Mary's, in Maryland, and to establish a light-house at the entrance of Bayou St John, 411	
to extend to Amos Whittemore and William Whittemore, junior, the patent right to a machine for manufacturing cotton and wool cards, 469	
	481, 492, 512, 519, 520.
to alter and establish certain post-roads, 469, 470.	
prohibiting for a limited time the exportation of arms, ammunition, canvass, cordage and hemp and for encouraging the importation thereof, 470	
	485, 486.
to authorize the proper accounting officers of the treasury to settle the account of the legal representatives of John Daniel Schweighauser, 470.	
to authorize the collector of Baltimore on certain conditions, to register anew the ship Thomas, 478, 480.	
for the relief of William Hastings, 498, 519,	
	520, 522.

# INDEX.

	Page,
<b>BILLS FROM THE SENATE,</b>	
farther to amend the judicial system of the United States,	99, 101, 111, 154, 155, 293, 294 488, 489, 490, 491, 493, 496, 497 510, 515.
for the relief of Andrew Joseph Villard,	108, 112 190 to 193, 203, 220, 221, 223.
supplemental to an act, entitled "An act for extending the terms of credit on revenue bonds in certain cases; and for other purposes,"	112, 120 162, 164, 189, 190, 194, 213 250, 267, 268, 272, 276.
to change the post-route from Annapolis to Rock-hall,	112, 113, 120.
to provide for arming, manning and fitting out for immediate service all the public ships of war, vessels and gun-boats of the United States,	132, 153 154, 173, 325 to 328, 333, 334.
(amendatory) <i>authorizing the employment of an additional naval force,</i>	335, 338, 343, 352.
to enforce and make more effectual an act, entitled "An act laying an embargo on all ships and vessels in the ports and harbors of the United States," and the several acts supplementary thereto,	168, 171, 172, 173, 184, 187, 194 209, 210, 223 to 241, 246, 250, 276.
making a farther appropriation towards completing the two wings of the capitol at the city of Washington; and for other purposes,	242 253, 494, 495, 502, 519, 525, 526.
to authorize the marine insurance company of Alexandria, to alter their style and firm, and to insure against loss by fire,	242, 253, 512, 513, 521.
supplementary to an act, entitled "An act more effectually to provide for the national defence, by establishing a uniform militia throughout the United States,"	269, 274, 338, 339
for the relief of certain Alabama Indians,	30: 337, 414
(amendatory) <i>for the relief of certain Alabama and Wyandott Indians,</i>	424, 438, 475, 491, 492
supplementary to the act, entitled "An act to amend the act, entitled "An act establishing circuit courts, and abridging the jurisdiction of the district courts of the districts of Kentucky, Tennessee and Ohio,"	316, 337, 344, 362, 367

# INDEX.

	<i>Page.</i>
<b>BILLS FROM THE SENATE,</b>	
making appropriations to complete the fortifications commenced for the security of the seaport towns and harbours of the United States, and to defray the expense of deepening and extending to the river Mississippi, the canal of Carondelet, . . . . .	316, 347.
to extend the time for making payment for the public lands of the United States, . . . . .	342, 348, 388 394, 493, 496, 497, 509.
to provide for the incorporation of religious societies in the district of Columbia, . . . . .	352, 361, 513, 514.
authorizing the sale and grant of a certain quantity of public land to the Chesapeake and Delaware Canal Company, . . . . .	356, 361.
to incorporate a company for opening the canal in the city of Washington, . . . . .	383, 386, 387 395, 404, 407, 408.
to authorize the making of a turnpike road from Mason's causeway to Alexandria, . . . . .	388, 390, 398 498, 499, 500, 501, 512, 515 519, 525.
authorizing an augmentation of the marine corps, . . . . .	408 409, 514, 517, 518, 519, 521, 525.
supplementary to the act, entitled "An act for the better government of the navy of the United States, . . . . ."	412, 413, 530.
making provision for the farther accommodation of the household of the President of the United States, . . . . .	415, 422, 423, 484, 485, 497, 509, 515.
to interdict commercial intercourse between the United States and Great Britain and France, and their dependencies, and for other purposes, . . . . .	415 423, 425, 429, 430 to 437 438, 442, 443, 444 to 469 476, 477, 478, 484, 492 497, 515.
supplementary to the act, entitled "An act to amend the charter of Georgetown," . . . . .	422, 423 521, 522, 527, 531, 532, 533.
freeing from postage all letters and packets to Thomas Jefferson, . . . . .	423, 424, 438, 491, 492.
making farther provision for the corps of engineers, . . . . .	488, 513.
farther to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments, . . . . .	496, 497, 531.

# INDEX.

	Page.
<b>BILLS FROM THE SENATE,</b>	
providing for the promulgation of certain laws in the territory of Michigan, . . . . .	518, 530.
farther to amend the several acts for the esta- blishment and regulation of the Treasury, War and Navy Departments, . . . . .	522, 526, 537.
Boarman John B. an extra allowance to, . . . . .	530.
Boston, motions respecting Benjamin Lincoln, late col- lector for the port of, . . . . .	319 to 323,
Bounty to vessels employed in the whale and cod fisheries, petitions for, (see <i>petitions</i> .) . . . . .	383
bill concerning . . . . .	383
now allowed to military recruits, motion to inquire into the expedi- ency of encreasing, . . . . .	471.
Bridge over the river Potomac, bill supplementary to the act authorizing the erec- tion of a, . . . . .	130.
Briggs Isaac, bill for the relief of, . . . . .	306.
Brown reverend Obadiah, appointed one of the chaplains to Congress, . . . . .	25.
Burr Aaron, bill giving a farther compensation to the wit- nesses and jury, on the late trial of, . . . . .	186.
	(see <i>bills</i> )

## C.

Call of the House, motions, &c. relating to, . . . . .	409, 425, 429 487, 508, 509.
Canal in the city of Washington, bill to incorporate a com- pany for opening the, 82, 383. (see <i>bills</i> ) (also <i>bills from the Senate</i> )	82, 383.
Canvass. (see <i>arms</i> )	
Capitol, report concerning the, . . . . .	82.
proceedings on, . . . . .	82, 242.
	(see <i>bills from the Senate</i> )
Carolina North. (see <i>North Carolina</i> )	
South. (see <i>South Carolina</i> )	
Carthagena, in South America, memorial of sundry citi- zens of the United States confined at, . . . . .	(see <i>committees on petitions presented</i> )

# INDEX.

	Page.
Chaplains to Congress appointed, . . . . .	8, 11, 20, 25.
Church in Alexandria, bill to authorize a lottery to raise money for building an Episcopal, . . . . .	121.
bill to incorporate the Presbyterian, . . . . .	273.
in the city of Washington, bill to authorize a lottery to raise money for building an Episcopal, 169.	
Claims, Committee of, appointed. (see committee)	
barred by the acts of limitation, bill making provision for discharging, 188.	
to land in the Mississippi territory, granted by the British government of West Florida, bill concerning, . . . . .	308.
granted by the Spanish government, reported as ante-dated, bill concerning, . . . . .	382.
Claxton Thomas, junior, and James, allowance to, . . . . .	530.
Clerk, to cause members to be furnished with newspapers, 7.	
to furnish the members and delegate from each state and territory with a copy of all documents printed by the House, for the use of the principal seminary of learning in the state or territory, motion to direct the, . . . . .	93.
to furnish the librarian with sets of public documents, . . . . .	349, 351, 352, 363, 364.
to carry to the Senate the several representations from the people of Massachusetts, against the late mode of chusing Presidential electors in that state, . . . . .	366, 367.
to receive proposals and contract for supplying the next Congress with printing, stationery and fuel, . . . . .	527, 528.
to pay certain allowances out of the contingent fund, 530.	
Clerks in the executive offices, information of the number and salaries of, . . . . .	302, 335, 407, 408.
Clinton George, of New York, elected and declared Vice-President, for the term commencing the fourth of March, one thousand eight hundred and nine, . . . . .	375, 376.
Coasting trade, motion respecting the, . . . . .	28.
Collectors of the customs, statements of the emoluments of, . . . . .	472, 491.

# INDEX.

	<i>Page.</i>
Collectors of the customs, inquiry into alterations in the acts providing for the com- pensation of the, . . .	63,
Columbia, Committee for the District of, appointed. ( <i>see</i> <i>committee</i> )	
bill respecting circuit courts in the district of, . . .	334.
( <i>see bills</i> )	
bill to provide for the incorporation of religious societies in the district of, . . .	353.
( <i>see bills from the Senate</i> )	
Commander in chief of the army. ( <i>see general Wilkinson</i> )	
Commerce and Manufactures, committee of, appointed ( <i>see committee</i> )	
Commissioners of Kaskaskia, bill to revive and continue the authority of the . . .	96.
( <i>see bills</i> )	
of the land office at Detroit, representa- tion from the . . .	160.
of the land offices in the Mississippi ter- ritory, reports of the, . . .	221, 382.
( <i>see bills</i> )	
of the navy pension fund, report of the . . .	312,
of the sinking fund, report of the, . . .	361.
Committee of Elections, appointed, . . . . .	8.
references to the; . . . . .	10, 52.
reports from the, . . . . .	222.
of Claims, appointed, . . . . .	8.
references to the, . . . . .	25, 27, 32, 33, 36, 37, 38, 43, 44, 50, 53, 56, 58, 66, 67, 68, 73, 74, 75, 76, 78, 87, 88, 92, 96, 104, 105, 123, 124, 131, 153, 157, 158, 174, 179, 247, 257, 264, 275, 301, 307, 318, 331, 336, 341.
to sit during the sitting of the House, . . . . .	299.
reports from the, . . . . .	50, 52, 73, 153, 181, 306, 313, 339, 349, 355, 360, 372, 470, 498.
of Commerce and Manufactures, appointed, . . .	8.
references to the, 24, 29, 31, 43, 35, 36, 44, 48, 55, 56, 58, 63, 65, 69, 70, 75, 87, 89, 92, 100, 104, 119, 120, 132, 164, 165, 166, 167, 169,	

# INDEX.

	<i>Page.</i>
<b>Committee of Commerce and Manufactures,</b>	
references to the, 182, 187, 195, 196, 197,	
200, 212, 255, 256, 257,	
264, 268, 275, 280, 283,	
290, 301, 308, 313, 329,	
337, 359, 367, 369, 378,	
385, 390, 399, 414, 430.	
reports from the, 61, 82, 339, 383,	
384, 400, 407, 409, 411,	
478.	
<b>of Ways and Means, appointed, . . . . .</b>	<b>8.</b>
references to the, 29, 105, 127,	
170, 182, 199, 245.	
reports from the, 185, 248, 275.	
325, 398,	
<b>on the Public Lands, appointed, . . . . .</b>	<b>9.</b>
references to the, 10, 26, 33, 34,	
35, 51, 64, 67, 71, 73, 89,	
90, 101, 104, 105, 124,	
131, 158, 185, 189, 198,	
199, 212, 221, 248, 255,	
264, 268, 277, 300, 317,	
337, 355, 365, 366, 369,	
426.	
reports from the, 57, 96, 131,	
132, 298, 299, 308, 382,	
414, 422, 470.	
<b>of Revisal and Unfinished Business, appointed, . . . . .</b>	<b>9.</b>
reports from the, . . . . .	<b>38, 66.</b>
<b>of Accounts, appointed, . . . . .</b>	<b>9.</b>
<b>for the district of Columbia, appointed, . . . . .</b>	<b>9.</b>
references to the, 24, 40, 51, 57,	
62, 88, 92, 94, 95, 96, 123	
123, 154, 158, 159, 164,	
169, 170, 249, 256, 257,	
258, 390, 391.	
reports from the, 66, 82, 99, 121,	
126, 130, 169, 211, 221,	
273, 293, 299, 306, 324,	
398.	
<b>on Post-offices and Post-roads, motion for the</b>	
appointment of a, . . . . .	<b>10.</b>
appointed, . . . . .	<b>30.</b>
references to the, 26, 27, 28, 32, 34,	
36, 37, 39, 40, 41, 42, 43, 44,	
45, 46, 52, 53, 61, 62, 64, 68,	

# INDEX.

*Page.*

- Committee on Post-offices and Post-roads,**  
 references to the, 69, 70, 75, 82, 83, 84, 86,  
 90, 91, 92, 93, 96, 100,  
 102, 104, 105, 111, 120,  
 122, 124, 153, 157, 160,  
 166, 167, 176, 181, 183,  
 185, 195, 196, 199, 208,  
 211, 212, 248, 254, 256,  
 258, 277, 280, 281, 283,  
 302, 303, 312, 324, 332,  
 340, 347, 351, 362, 364,  
 395, 401, 407.  
 reports from the, 39, 52, 203, 253,  
 469.  
 on so much of the President's message at the  
 commencement of the session as relates—  
 to our relations with foreign powers, . . . 29, 30.  
 references to the, 46, 47, 67, 152,  
 378, 380.  
 reports, . . . 63, 184, 387.  
 proceedings on, 71, 74, 76, 78, 79,  
 80, 81, 84, 85, 86, 88, 90,  
 93, 95, 99, 102, 108, to  
 110, 113, to 118, 121, 124,  
 128, 133, 138, 152, 184.  
 (*see bills*)  
 to the erection of fortifications for the security  
 of our seaport towns and harbors, 29, 30.  
 report, . . . 293.  
 (*see bills*)  
 to the military and naval establishments, 29, 30.  
 references to the, 32, 152, 203,  
 244, 274.  
 reports, 101, 180, 181, 221, 265,  
 338, 339.  
 proceedings on, 201, 202, 203.  
 (*see bills*)  
 to revising and improving the militia system, 29,  
 30.  
 report, . . . 239.  
 to the disposition of the surplusses of revenue  
 in the improvement of roads, canals,  
 rivers, and education, . . . 29, 30.  
 references to the, . . . 314, 318.  
 reports from the, . . . 323, 324.



# INDEX.

	<i>Page.</i>
Committee on the expediency of altering the times and places for holding courts in Vermont,	38.
report,	306.
	( <i>see bills</i> )
to enquire what compensation ought to be made to captain Pike and his companions,	38.
report,	126, 127.
	( <i>see bills</i> )
on the expediency of repealing part of the ordinance for the government of the several territories,	39.
report,	41.
	( <i>see bills</i> )
of making provision for the relief of infirm, disabled and superannuated officers and soldiers,	71.
references to the,	72, 77, 94, 103, 123.
report,	160.
	( <i>see bills</i> )
of amending the acts upon the subject of naturalization,	75, 76.
report,	131.
	( <i>see bills</i> )
of dividing the Indiana territory,	110, 111.
references to the,	127, 128, 132, 165.
report,	204, 205.
	( <i>see bills</i> )
on what farther provision ought to be made prescribing the effect of public acts, records, &c. of one state in another state,	112.
report,	160.
	( <i>see bills</i> )
on a message from the President, concerning a road from Cumberland to Ohio,	119.
reference to the,	373, 385.
report,	401, 403.
	( <i>see bills</i> )
on extending the right of suffrage in the Indiana territory,	122.
reference to the,	123, 124.
report,	182.
	( <i>see bills</i> )

# INDEX

	<i>Page.</i>
Committee on regulating the conduct of merchant vessels sailing in concert, and settling the rates of contribution in cases of loss or damage, 163, 164.	
report, . . . . .	306.
(see bills)	
to inquire to what extent salt is or can be supplied from the salt establishments within the United States, . . . . .	174.
report, . . . . .	275.
(see bills)	
to consider what amendments are necessary to the act for the punishment of certain crimes against the United States, . . . . .	183.
on amendments necessary to the act establishing circuit courts and abridging the jurisdiction of the district courts of Kentucky, Tennessee and Ohio, . . . . .	200.
report, . . . . .	265.
(see bills)	
on the expediency of providing for an earlier meeting of the next Congress, . . . . .	246.
report, . . . . .	265.
(see bills)	
to make farther provision for the benefit of seamen of the United States, . . . . .	256.
report, . . . . .	410.
(see bills)	
on instructing the Clerk to furnish the librarian with copies of public documents, 351, 352.	
report, . . . . .	363, 364.
to inquire what unauthorized advances of public money have been made to the commander-in-chief of the army, 356.	
report, . . . . .	423.
proceedings, 522, 523, 524, 525.	
whether the laws of the several states shall be rules of proceedings on judgments and executions in the courts of the United States, except where otherwise provided, 388.	
report, . . . . .	397.
(see bills)	
on the expediency of prohibiting the exportation of arms, ammunition, canvass and cordage, 469.	
report, . . . . .	470.
(see bills)	

# INDEX

	<i>Page.</i>
<b>Committee of the whole House on the state of the union—</b>	
reference to, . . .	20.
report from, . . .	29.
<b>on petitions presented—</b>	
references to, 32, 40, 56, 57,	
60, 61, 65, 70, 82, 83, 87,	
94, 96, 99, 100, 101, 102,	
105, 106, 120, 158, 165,	
166, 174, 181, 183, 188,	
242, 254, 272, 273, 274,	
307, 323, 324, 350, 371,	
reports from, 57, 58, 186,	
188, 199, 274, 293, 324,	
469.	
<b>joint of the two Houses—</b>	
to notify the President that a quorum of	
the two Houses is assembled, 6, 7.	
report, . . .	7.
for inrolled bills, . . .	43.
reports from, 49, 55, 202,	
212, 213, 220, 221, 242,	
250, 263, 267, 272, 338,	
343, 344, 354, 362, 372,	
383, 395, 404, 409, 422,	
438, 475, 491, 497, 502,	
509, 512, 515, 519, 525,	
527, 531, 532, 533.	
to ascertain and report a mode for examin-	
ing the votes for President and Vice	
President, and to notify the persons	
elected of their election, . . .	356, 361.
report, . . .	370, 371.
proceedings on, 373, 374, 375, 376.	
to consider what measures are necessary	
for the farther accommodation of	
the President of the U. States, 399, 401.	
report, . . .	415.
<i>(see bills from the Senate)</i>	
to execute the provisions of the act mak-	
ing farther appropriations for the	
support of a library, . . .	478, 481.
to notify the President of the proposed	
recess of Congress, . . .	525, 527.
report, . . .	533.
<b>Conferences between the two Houses,</b>	290, 291, 298, 308,
	517, 520, 522, 526.

# INDEX.

	<i>Page.</i>
Congress, bill to alter the time for the next meeting of,	265.
rule to admit within the hall, persons who have been members of,	388, 389.
Connecticut, members from, appear and take their seats,	4.
Contingent charges of government, account of the,	373.
Contracts. ( <i>see public contracts</i> )	
Contribution to be made between merchant vessels, ( <i>see         merchant vessels</i> )	
Cooper George, an extra allowance to,	530.
Cope Thomas C. presenting a book called "Clarkson's history of slavery," letter from,	410.
Cotton Daniel, bill for the relief of,	181.
	( <i>see bills</i> )
Cordage. ( <i>see arms</i> )	
Courts in Kentucky, Tennessee and Ohio, bill relating to,	206, 316.
	( <i>see bills</i> )
	( <i>also bills from the Senate</i> )
in Vermont, bill altering the times and places of holding,	306.
	( <i>see bills</i> )
of the United States, bill to regulate process in cer- tain cases in the,	
	( <i>see bills</i> .)
Credit on revenue bonds, bill extending the time of,	112.
	( <i>see bills from the Senate</i> )
Crimes against the United States, inquiry into amendments necessary in the act for the punishment of cer- tain,	183.
	( <i>see committee</i> )
Cumberland to Ohio, bill in addition to the act to regulate the laying out and making a road from,	401.
	( <i>see bills</i> )
Customs for the year one thousand eight hundred and eight, statements of the emoluments of the officers of the,	472, 491.
Cunow John G. on behalf of the society of United Breth- ren, certain books presented by,	154.
Cutters, bill to authorize the President to employ an addi- tional number of revenue	61.
	( <i>see bills</i> )

# INDEX.

Page.

## D.

- Debentures in certain cases, bill to authorize the issuing  
 of, . . . . . 175.  
 (see *bills*)  
 Debt, information communicated by the President of the  
 state of the public, . . . . . 17, 18.  
 Decrees, (see *orders*)  
 Delaware, member from, appears and takes his seat, 197.  
 motion for an enquiry into the expediency of  
 erecting fortifications at certain places in the  
 state of, (*rejected*) . . . . . 355.  
 Disabled and superannuated officers and soldiers, bill for  
 the relief of, 160.  
 (see *bills*)  
 District of Columbia, (see *Columbia*)  
 Division of questions, (see *questions*)  
 Domestic manufactures, (see *internal manufactures*)  
 Drawback of duties, (see *duties*)  
 Duties, petitions for an increase of, }  
 for a remission or refunding of, } see *petitions*  
 for drawback of, }  
 on imports and tonnage, inquiry into alterations in  
 the acts fixing the sala-  
 ries of collectors of, 63.  
 and drawbacks on goods imported into, and ex-  
 ported from the United States, for  
 the years one thousand eight hun-  
 dred and five, one thousand eight  
 hundred and six and one thousand  
 eight hundred and seven, statement  
 of, . . . . . 371, 373.  
 upon the importation of certain goods, bill for im-  
 posing additional, 275.  
 (see *bills*)

## E.

- Elections, committee of, appointed, (see *committee*)  
 Electors of President and Vice-President for the state of  
 Massachusetts, representations res-  
 pecting the,  
 (see *petitions from inhabitants*)  
 proceedings respecting the, 348, 351,  
 364, 367.

# INDEX.

	<i>Page.</i>
Elliot, reverend Mr. appointed one of the chaplains to Congress,	25.
Ellis Abraham, bill for the relief of,	426.
	<i>(see bills)</i>
Embargo, detachments of militia and volunteers, called out to enforce the acts laying an,	16.
motions for a repeal or suspension of the several acts, laying an,	21, 36, 37, 170, 316.
proceedings on,	42, 48, 49, 59, 60, 160, 161, 162, 213, 215, to 219, 223, 342, 343, 348, to 350, 352, 353, 356 to 358, 362, 372, 378.
motions for the more effectual execution of the,	28, 47.
petitions relative to the, <i>(see petitions)</i>	
copy of the President's proclamation, to be laid before the House, in consequence of the opposition to the	67, 76.
bills repealing in part the,	387, 415.
	<i>(see bills)</i>
	<i>(also bills from the Senate)</i>
information called for relative to the execution of the,	
a list of the names and residence (as far as practicable) of persons having been detected in violating the, to be furnished,	23, 31, 322, 346, 347.
bill to enforce and make more effectual the several acts relating to an,	168.
	<i>(see bills from the Senate)</i>
Engineers, bill making farther provision for the corps of,	488.
	<i>[see bills from the Senate]</i>
Entry and delivery, petitions for new ports of, <i>[see. petitions]</i>	
Enrolled or licensed vessels, <i>[see resolutions instructing the Committee of Commerce and Manufactures]</i>	
Estimates of appropriations for one thousand eight hundred and nine, <i>[see appropriations]</i>	
England, <i>[see Great Britain]</i>	
Excused from voting, member,	529.
Executions for small debts <i>[see small debts]</i>	
Executive departments, <i>[Treasury, War and Navy Departments]</i>	
Exports for the last year, statement of the,	187.

# INDEX.

	<i>Page.</i>
<b>F.</b>	
Finances of the United States, information communicated by the President, of the state of the, . . .	18.
report in relation to the state of the, . . .	137.
Fines, forfeitures and penalties, petitions for a remission or reimbursement of ( <i>see petitions</i> )	
Fishing vessels, bill respecting bounty allowed by certain collectors to the owners of, . . .	383.
( <i>see bills</i> )	
Foreign vessels, bill to prohibit in certain cases the entry of, . . .	339.
( <i>see bills</i> )	
Fortifications of the sea-port towns and harbors, information communicated by the President, of the state of the, . . .	15, 243, 244.
bill making appropriations for completing the, . . .	293, 316.
( <i>see bills</i> )	
( <i>also bills from the Senate</i> )	
France, information communicated by the President of the state of our negotiations with, . . .	11, 12, 13, 14,
suspension of intercourse with, ( <i>see intercourse</i> )	
Fredericksburg, bill to remove the collectors office from Tappahannock to, to make Tappahannock a port of delivery, and to abolish the office of surveyor of, . . .	411.
( <i>see bills</i> )	
French vessels, motion to permit the merchant vessels of the U. States, to arm and defend against search, restraint or seizure, by . . .	331, 332.
( <i>see resolutions</i> )	
Frigates and other vessels of war, bill to provide for arming, manning and fitting out all the, . . .	132.
( <i>see bills from the Senate</i> )	
Fuel, clerk to contract for a supply of, . . .	527, 528.

# G.

Georgetown, bill supplementary to the act to amend the charter of, . . .	221, 425.
( <i>see bills</i> )	
( <i>also bills from the Senate</i> )	

## INDEX.

	<i>Page.</i>
Georgia, members from, appear and take their seats,	5, 45.
Goods, wares and merchandise, imported into, and exported from the United States, during the years one thousand eight hundred and five, one thousand eight hundred and six and one thousand eight hundred and seven, state- ment of the amount of du- ties and drawback on 271, 273.	
exported from the United States, in one thousand eight hundred and eight, statements of	187.
Government, for one thousand eight hundred and eight, account of the contingent charges of,	373.
for one thousand eight hundred and nine, bill making appropriations for the sup- port of,	333.
	<i>[see bills]</i>
Governors, bill concerning the powers of territorial,	41.
	<i>[see bills]</i>
Great Britain, information communicated by the President of the state of our negotiations with,	11, 12, 13, 14, 291, 349.
suspension of intercourse with, <i>[see inter- course]</i>	
motion to permit merchant vessels of the United States to arm for defence against search, restraint or seizure by vessels be- longing to the government of,	331, 333.
	<i>(see resolutions)</i>
Gun-boats, information with respect to,	14.

## H.

Harrigal Daniel, bill for the relief of,	426.
	<i>[see bills from the Senate.]</i>
Hastings William, bill for the relief of,	492.
	<i>(see bills)</i>
Heard John, bill authorizing the discharge of,	199.
	<i>[see bills]</i>
Hemp, canvass, &c. <i>[see arms]</i>	
Hills John, accompanied with a map of the city and vic- inity of Philadelphia, letter from,	340, 341, 349.



# INDEX.

## L

*Page.*

- Illinois, bill to divide the Indiana territory, and constituting  
a new territory, to be called the territory of, 304.  
[see bills]
- Importations in American and foreign vessels, statements  
of the, 424.
- Imports and tonnage, inquiry into alterations in the act fix-  
ing the salaries of collectors of the  
duties on, . . . . . 63.
- Indian tribes, information communicated by the President  
of the state of our affairs with the, . . 14, 15.  
petition from sundry, . . . . . 317, 318.  
bill supplemental to the act establishing trad-  
ing houses with the, . . . . . 407.  
[see bills]
- Indiana territory, resolutions, &c. of the legislature of the, 37,  
51, 52, 122.  
proceedings on, . . . . . 111.  
the delegate from appears and takes his  
seat, . . . . . 77.  
proceedings of a grand jury of St. Clair  
county, in the, 83, 132.  
of Randolph county, in the, 165.  
return of the number of free male inha-  
bitants of the counties of Randolph  
and St. Clair, in the, . . . . . 123, 124.  
bill extending the right of  
suffrage in the, 182. } [see bills]  
into two separate govern- }  
ments, bill to divide the, }  
204.
- Infirm, disabled and superannuated officers and soldiers,  
bill for the relief of, . . . . . 160.  
[see bills]
- Insist, votes to, . . . . . 296, 315, 317.
- Intercourse with France and Great Britain, motions to  
suspend all, . . . . . 24, 47, 204.  
bills to interdict commercial, 184, 387, 415.  
[see bills]  
[also bills from the Senate]
- Internal manufactures, information communicated by the  
President respecting, . . . . . 17.  
improvements, [see roads].
- Invalid pensions, petitions for, [see petitions]

# INDEX.

	<i>Page.</i>
Invalid pensioners, reports from the Secretary of War, re-	
lative to, . . . . .	298, 359.
bill concerning, . . . . .	339.
	[see bills]

## J.

Jefferson Thomas, President of the United States, valedictory address of, . . . . .	18, 19.
bill freeing from postage all letters and packets to, . . . . .	492.
	(see bills from the Senate)
Joint committees, [see committees joint]	
Journals of the House, motions and votes to amend the, . . . . .	377.
Judicial system of the United States, bill further to amend the, . . . . .	99.
	[see bills from the Senate]
officers of the United States to be admitted within the Hall, . . . . .	384, 387, 388.
Jury and witnesses on the trial of Aaron Burr, bill giving further compensation to the, . . . . .	186.
	[see bills]

## K.

Kaskaskia commissioners, bill to revive and continue the authority of the, . . . . .	96.
	(see bills)
Kentucky, Tennessee and Ohio, bill concerning circuit courts in the states of, . . . . .	306, 316.
	[see bills]
	[also bills from the Senate]

## L.

Lands in the territory of Orleans, [see Orleans]	
of Louisiana, [see Louisiana]	
south of Tennessee, statements in conformity to the several acts providing for the sale of, 231.	
in the Mississippi territory, bills relating to, . . . . .	
	[see Mississippi territory.]
petitions for an extension of the time for the payment of public, [see petitions]	
to extend the time for making payment for the public, . . . . .	342.
	(see bills from the Senate)

## INDEX.

	<i>Page.</i>
Land to the Chesapeake and Delaware canal company, bill authorizing a grant of, . . . . .	356.
<i>(see bills from the Senate)</i>	
Lery court of Washington county, district of Columbia, bill conferring certain powers on the . . . . .	211.
<i>(see bills)</i>	
Lewis and Clark's followers. petition of, . . . . .	300.
Library of Congress, joint committee to execute the act making further appropriations for the support of the, . . . . .	478, 481.
License from any foreign power, bill to deprive, in cer- tain cases, vessels of their American cha- racter, and to prevent citizens of the United States, from taking a, 200.	200.
<i>(see bills)</i>	
Lincoln Benjamin, collector for the port of Boston, resolu- tions respecting the resignation of, 319 to	322.
Lotteries to raise money for building churches in Alexan- dria and in the city of Washington, bills to au- thorize, . . . . .	121, 169.
<i>(see bills)</i>	
Louisiana, inquiry into the expediency of laying off and describing a certain tract of country within the limits of, . . . . .	34.

## M.

Madison James, of Virginia, elected and declared Presi- dent of the United States, for the term commencing the fourth March, one thousand eight hundred and nine, 375, 376. notifying that he shall take the oath of office, letter from, . . . . .	508.
Marines, bill authorizing the employment of an addition- al number of officers, seamen and, . . . . .	101.
<i>(see bills)</i>	
Marine corps, bill supplementary to the act for establish- ing and organizing a, . . . . .	265.
<i>(see bills)</i>	
Maryland, members from, appear and take their seats, 5, 26.	31, 39.

# INDEX.

	<i>Page.</i>
Massachusetts, members from, appear and take their seats, 3,	26, 157.
representations against the late method of appointing Presidential electors for the state of, ( <i>see petitions from inhabitants</i> )	
proceedings on, . . . . .	346, 351, 366, 367.
relating to the embargo and our foreign relations, memorial of the legislature of, 472,	473.
Mediterranean fund, bill to continue in force for a further time the act creating the, . . . . .	185.
	( <i>see bills</i> )
Members appear and take their seats, 3, 4, 5, 6, 7, 8, 19, 21,	26, 31, 37, 39, 45, 55,
62, 66, 71, 77, 82, 167,	197, 247, 408.
granted leave of absence, ( <i>see absence</i> )	
of either House of Congress, rule to admit with- in the Hall persons who have been, . . . . .	387, 388.
Merchant vessels sailing in concert, motion regulating the conduct of, . . . . .	60, 61, 206.
	( <i>see bills</i> )
Michigan territory, petition for printing, in the French language, the laws relating to the, 307.	
bill for the promulgation of certain laws in the, . . . . .	515.
	( <i>see bills from the Senate.</i> )
Militia and volunteers called out to enforce the embargo acts, . . . . .	16.
a revision recommended by the President of the condition of the, . . . . .	16.
proceedings on, . . . . .	29, 30.
	( <i>see committees</i> )
motion to arm and equip for immediate service, —	
thousand, . . . . .	24.
of the United States, a return of the, . . . . .	471.
Military and naval establishments, information communi- cated by the President, relating to our, . . . . .	16.
proceedings on, . . . . .	29, 30.
	( <i>see committees</i> )
establishment, appropriations for the support of the, . . . . .	496.
	( <i>see bills</i> )
force, bill providing an additional, . . . . .	203.
	( <i>see bills</i> )

# INDEX.

	Page.
Mint, report of the director of the, . . .	243.
statements transmitted in pursuance of the act establishing the, . . .	510.
Mississippi territory, the delegate from, appears and takes his seat, . . .	6.
granted leave of absence, 157.	
bill concerning British grants of land in the, . . .	308.
bill concerning lands claimed under Spanish grants reported as antedated, in the, . . .	382.
	(see bills)

## N.

Naturalization, inquiry into the expediency of amending the acts to establish an uniform rule of . . .	75,
	76, 131.
	(see bills.)
Naval and military establishments (see military.)	
establishment, motion to inquire into the expediency of increasing the, . . .	212.
force, bill for fitting out for immediate service the whole . . .	132.
	(see bills from the Senate.)
stores, bill to prohibit the exportation and to encourage the importation of, . . .	470.
	(see bills)
Navigation, bill concerning associations for the security of . . .	206.
	(see bills)
Navy, secretary of the,	
letters and reports from the . . .	312, 408.
Treasury and War Departments, bill further to amend the several acts establishing the . . .	496,
	522.
	(see bills)
	(also bills from the Senate.)
pension fund, report of the commissioners of the . . .	312.
officers, seamen and marines, bill authorizing the appointment and employment of an additional number of, . . .	101.
	(see bills)

## INDEX.

	<i>Page.</i>
Navy, bill for the better government of the . . . . .	412.
<i>(see bills from the Senate.)</i>	
New-Hampshire, members from appear and take their seats, . . . . .	3.
New-Jersey, members from appear and take their seats, . . . . .	4.
New-Orleans, information of measures taken for the de- fence of . . . . .	244.
Newspapers, members to be furnished with . . . . .	7.
New-York, members from, appear and take their seats, . . . . .	4, 6, 31, 62, 66.
information of measures taken for the defence of the harbor of . . . . .	244. .
Non-intercourse ( <i>see intercourse</i> )	
North Carolina, members from appear and take their seats, . . . . .	5, 21, 31, 82, 408.
resolutions of the legislature of . . . . .	205.

## O.

Oath or affirmation to support the constitution of the Uni- ted States administered to members, . . . . .	6, 8, 26, 39, 77, 157.
Officers and soldiers, bill making provision for the relief of the infirm, disabled and superan- nuated, . . . . .	160.
<i>(see bills)</i>	
Ohio, member from appears and takes his seat, . . . . .	6.
Kentucky and Tennessee, bill concerning circuit courts in the states of . . . . .	206, 316.
<i>(see bills)</i>	
<i>(also bills from the Senate.)</i>	
bill in addition to the act to regulate the laying out and making a road from Cumberland to the state of, . . . . .	401:
<i>(see bills)</i>	
Order, questions of, decided, [ <i>see questions</i> ]	
Orders, decrees, proclamations and acts affecting the com- mercial rights of neutral nations, copies to be laid before the House of all, . . . . .	30, 32, 179, 180.
Ordinance, bill authorizing the appointment of a superin- tendant of, . . . . .	221.
<i>[see bills]</i>	
Orleans, motions respecting lands in the territory of, . . . . .	35, 323, 244, 354.

# INDEX.

Page.

## P.

Patents granted to discoverers of useful arts, petitions re-	
specting,	
[see <i>petitions</i> ]	
Pennsylvania, members from, appear and take their seats,	4, 7,
19, 37, 39.	
inclosing a certificate of the election of Ben-	
jamin Say, in the place of Joseph Clay,	
resigned, letter from the governor of,	10.
resolutions of the legislature of,	197, 198.
Pensions, petitions for, [see <i>petitions</i> ]	
at the seat of government, bill to authorize the	
payment of certain,	73.
[see <i>bills</i> ]	
Pensioners, reports of the Secretary of War, relative to in	
valid,	298, 359.
bill concerning invalid,	339.
(see <i>bills</i> )	

## PETITIONS FROM—

### A.

Alexander Frances, widow of Charles Alexander,	92.
Alexandria, episcopal church in the town of,	51, 121,
[see <i>bills</i> ]	
common council in the town of,	57, 126.
[see <i>bills</i> ]	
and Washington turnpike company, [see <i>turnpike</i> ]	
bank, (see <i>bank</i> )	
presbyterian congregation in the town of,	256, 273.
[see <i>bills</i> ]	
freeholders and proprietors of land in the	
county of,	390
Alling Stephen,	257.
Associates of the Jersey company, [see <i>Jersey company</i> ]	
Atkin John,	96.

### B.

Bailey Jonathan and Phineas H. Holden,	169.
Bailey and Bogert,	308.
Bank of Alexandria,	158.
Baldwin Waterman,	247.

# INDEX.

	Page.
<b>PETITIONS FROM—</b>	
Barras Stephen, . . . . .	497.
Beaumont Edward, . . . . .	65, 186.
	[see bills]
Biggs William, . . . . .	90.
Bissel Daniel, . . . . .	376.
Bishop John, . . . . .	47.
Blake Edward, junior, . . . . .	164.
Boyce William, . . . . .	90, 105.
Bowdoin James, . . . . .	58.
Boston, merchants and underwriters in the town of,	
	[see merchants]
Briscoe Samuel and others, [see <i>Susquehanna bridge company</i> ]	
Brown Edwin C. . . . .	354.
Brandywine and New London turnpike road company, 318, 323.	
Bridge company of Washington, . . . . .	95, 96, 130.
	(see bills)
Brown Alexander and son, . . . . .	89.
Branu Robert Peter, . . . . .	69, 400.

## C.

Carson Samuel, . . . . .	257.
Catawba and Wateree rivers, in South Carolina, company for opening the navigation of the, . . . . .	31, 324.
Citizens of the United States confined at Carthage in South America, 40, 57, 58, 70, 155, 156, 157.	
of the territory of Orleans, ( <i>Batture</i> ) . . . . .	89, 274, 275.
of the state of New York, . . . . .	100.
of Lincoln county, North Carolina, . . . . .	158, 248.
of the city of New York, . . . . .	343, 364, 389.
of the city and county of Philadelphia, . . . . .	389.
of the state of Delaware, . . . . .	389.
Clark Ephraim, . . . . .	53, 100.
Clifton Joshua, . . . . .	318.
Common council of Alexandria, [see <i>Alexandria</i> ]	
Connecticut, inhabitants of the town of Woodbridge in,	
	[see inhabitants]
Commissioners of the land office at Detroit, . . . . .	73, 131, 160.
Cotton and wool cards, manufacturers of, [see <i>manufacturers</i> ]	
Commercial company of the city of Washington, . . . . .	94.
Collins John and others, . . . . .	300.
Collins George, . . . . .	330.



# INDEX.

	<i>Page.</i>
<b>PETITIONS FROM—</b>	
Cozac Jacob, . . . . .	426.
Crozier Matthew and others, . . . . .	64, 100.

## D.

Dardin Amy, . . . . .	53, 100.
Davidson Richard, . . . . .	336.
Delaware, ( <i>see citizens</i> )	
Detroit, commissioners of the land office at, [ <i>see commissioners</i> ]	
Devinney James and Margaret Keys, . . . . .	106.
Dixon Lucy, . . . . .	66, 67, 100
Doak Samuel, . . . . .	480.
Dutchess county, New York, freeholders and electors of, . . . . .	40.
Duteil John, . . . . .	52, 103.

## E.

Ellis Abram, . . . . .	26, 426.
	( <i>see bills</i> )
Electors and freeholders of the county of Dutchess, New-York, . . . . .	40,
and inhabitants of the county of Ontario, New-York, . . . . .	67.
Episcopal church in Alexandria, [ <i>see Alexandria</i> ]	
in the city of Washington, [ <i>see Washington</i> ]	
Erwin William, . . . . .	341, 355, 470.
Essex county, Massachusetts, ( <i>see inhabitants</i> )	

## F.

Fishing vessels in the district of Kennebunk, and in the district of Portland and Fal-		
mouth, owners of, . . . . .	170, 275, 373.	
in the district of Wiscasset, owners		
of . . . . .	194, 196, 373.	
in the district of Bath, owners of, . . . . .	200.	
	373.	[ <i>see bills.</i> ]
Frost William, . . . . .		345.
Frederick county, Maryland, ( <i>see inhabitants</i> )		

# INDEX.

Page.

## PETITIONS FROM—

### G.

Georgetown, ( <i>see inhabitants</i> )	
and its vicinity, proprietors of lots or parcels	
of land in,	284.
Germany, natives of, [ <i>see John Laurens and others</i> ]	
Gibbon James,	194.
Gibson John and Henry Vanderburgh,	101, 102.
Goodrum John,	120.
Grand juries for the counties of Randolph and St. Clair,	
in the Indiana territory,	83, 132, 165.

### H.

Hall William and Robert B. Sellers,	339.
Hampton Ann, [ <i>see Ann Miller</i> ]	
Hardy William,	330.
Hardyman John,	301.
Harregal Daniel,	33, 426.
	[ <i>see bills</i> ]
Hastings William,	58, 498.
	[ <i>see bills</i> ]
Hawkins William,	415, 491.
Heard John,	70, 199.
	[ <i>see bills</i> ]
Hempstead E.	422.
Holden Phineas, [ <i>see Jonathan Bailey</i> ]	
Howard James,	68, 100,
Hunt Eunice,	336.

### I.

Indiana territory, sundry inhabitants of the,	51.
grand jury for the counties of Randolph	
and St. Clair, in the, ( <i>see grand juries</i> )	
Indians, sundry tribes of,	317.
Inhabitants of the state of Virginia,	27.
of the Mississippi territory,	33.
of Newburyport and other towns in Massachu-	
setts,	45.

# INDEX.

*Page.*

## PETITIONS FROM—

Inhabitants of the state of Ohio, [*lands*] 50, 51, 64, 67, 71, 89,  
105, 131, 185; 248,  
298.

[*see bills*]

of the state of Kentucky, . . . . . 58.  
of Topham, in Massachusetts, . . . . . 58.  
and electors of Ontario county, N. York, 67, 68, 84.  
of Burgetts-town and vicinity, Washington  
county, Pennsylvania, . . . . . 68.  
and freeholders of Southold, New York, 72, 74.  
of Hampshire county, Virginia. . . . . 91.  
of the state of North Carolina, . . . . . 104.  
of the state of Ohio, (*post-road*) . . . . . 104.  
of Apponaug, Kent county, Rhode Island, 119, 120.  
of Andersonville and Generossee, South Caro-  
lina, . . . . . 120.  
of Hyde county, North Carolina, . . . . . 153.  
of the territory of Michigan, . . . . . 158.  
of Marblehead, Massachusetts, . . . . . 166.  
of Lincoln county, Massachusetts, . . . . . 166.  
of Georgetown, Columbia, . . . . . 169, 221.

[*see bills*]

of Portland and Falmouth, Massachusetts, 170, 275.  
of Rutland, Vermont, . . . . . 181.  
of Massachusetts, [*electors*] 182, 188, 255, 257,  
268, 281, 283, 290,  
300, 301, 308, 313,  
314, 332, 336, 340,  
344, 345, 346, 349,  
354, 359, 360, 363,  
365, 366, 371, 373.

of Tennessee, . . . . . 183.  
of Abbeville district, South Carolina, . . . . . 195.  
of Laurens district, South Carolina. . . . . 195.  
of Kentucky and Tennessee, . . . . . 208.  
of Randolph and St. Clair counties, Indiana  
territory, . . . . . 255.

of New Hampshire and Vermont, . . . . . 255.  
of Ulster county, New York, . . . . . 258.  
of Essex county, New York, . . . . . 258.  
of ayne county, Pennsylvania, . . . . . 258.  
of Randolph county, Indiana territory, . . . . . 264.  
of Kennebec county, Massachusetts, . . . . . 277.  
of Hamburg, Stockholm, &c. New Jersey, . . . . . 280.

[*see Georgetown*]

# INDEX.

	Page.
<b>PETITIONS FROM—</b>	
Inhabitants of Washington county, Columbia,	299, 306.
	(see <i>bills</i> )
of Soussignes, Michigan territory,	307.
of the state of Virginia,	312.
of Dryder, New York,	324.
of Smithville, North Carolina,	329.
of Wilmington, North Carolina,	329.
of Westmoreland county, Pennsylvania,	331.
of Orange county, New York,	340.
of Harrison county, Indiana territory,	358.
of Essex county, Massachusetts,	360.
of the state of New York,	362.
of Packerafield, New Hampshire,	364.
of Washington county, Mississippi territory,	368.
on Tombigger river, Mississippi territory,	369.
of Brooke county, Virginia,	373.
of the state of Massachusetts,	401.
of the state of New Hampshire,	401.
of the state of Ohio, ( <i>part of entry</i> ),	430.
of Frederick county, Maryland,	471.

## J.

Jackson W.	283.
Jennings Isaiah, (see <i>Joseph Squire</i> )	
Jephson, (see <i>Reade</i> )	
Jersey company, associates of the,	104, 369.

## K.

Keehmle John,	339.
Keys Margaret, [see <i>James M. Devinney</i> ]	

## L.

Ladd Nathaniel,	389, 398.
Lapsley Margaret,	50.
Larkins James,	330.
Laurens John and others,	168.
Lee William R.	165, 187, 383.
	(see <i>bills</i> )
Lee Richard Bland,	254.

# INDEX.

Page.

## PETITIONS FROM—

Levy court of Washington county, Columbia,	122, 211.
	(see <i>bills</i> )
Lewis Ambrose and Charles,	87, 112.
Lewis and Clarke's followers, [see <i>John Collins and others</i> ]	
Livingston Edward,	88, 89.
Lincoln county, North Carolina, (see <i>citizens</i> )	
Long Richard,	341, 355, 470.
Lochman John,	52, 53, 103.
Lovejoy Joshua,	430.

## M.

Maciot John,	245.
Macomb James,	99, 480.
Maine Bank, in Portland, District of Maine,	
	(see <i>President and Directors.</i> )
Massachusetts, inhabitants of Newburyport and other towns in,	
	(see <i>inhabitants.</i> )
twine and line manufacturers in,	55.
inhabitants of Topham, in,	
	(see <i>inhabitants.</i> )
inhabitants of, [ <i>Electors</i> ]	
	[see <i>inhabitants.</i> ]
legislature of the state of	472.
Manufacturers of cotton and wool cards,	87.
Maxwell Nimrod,	91, 104.
Mariners and masters of vessels in Portland,	199, 248.
Marine society of Marblehead,	301.
M'Coy John,	123.
M'Laland William,	341, 355.
M'Intire John,	189.
M'Call Archibald,	47,
Merchants of the city of Philadelphia,	24.
and underwriters in Boston,	69.
Mississippi territory, House of Representatives of the inhabitants of [see <i>inhabitants.</i> ]	10, 57.
Mims Samuel,	369.
Miles Moses and Wilson Mercer,	25.
Michigan territory, inhabitants of, [see <i>inhabitants.</i> ]	
Miller Mary and Ann Hampton	204, 245.
Morey Samuel,	82, 480.
Mott Edward,	337.

# INDEX.

	Page
<b>PETITIONS FROM—</b>	
<b>N.</b>	
Neblett William and others, . . . . .	63.
Nelson John, . . . . .	263.
New London (see <i>Brandywine</i> )	
New York, freeholders and electors of Dutchess county, in, (see <i>Dutchess county</i> )	
electors and inhabitants of Ontario county, in, [see <i>inhabitants</i> ]	
freeholders and inhabitants of Southold, in, [see <i>inhabitants</i> ]	
citizens of the city of, [see <i>citizens</i> ]	
sundry members of the legislature of, . . . . .	407.
Newburyport, inhabitants of, [see <i>inhabitants</i> ]	
Noyes Joseph, . . . . .	390, 398.
<b>O.</b>	
Officers of the revolutionary army, . . . . .	77, 91, 103, 183, 241, 254, 272, 273, 274, 329.
O'Hara John, . . . . .	131.
Ohio, inhabitants of the state of, [see <i>inhabitants</i> ]	
Ontario county, New York, [see <i>inhabitants</i> ]	
Orleans, sundry citizens in the territory of, [see <i>citizens</i> ]	
<b>P.</b>	
Packersfield, [see <i>inhabitants</i> ]	
Parkman John, [see <i>Sturges and Parkman</i> ]	
Patten Edward, . . . . .	364.
Philadelphia, merchants of the city of, [see <i>merchants</i> ]	
citizens of the city and county of, (see <i>citizens</i> )	
owners of vessels residing in, . . . . .	414.
Piesch Abraham, . . . . .	319, 407.
Portland, (see <i>marines</i> )	
President and directors of the Maine bank, . . . . .	44, 478.
(see <i>bills</i> )	
Preston Francis, . . . . .	104.

# INDEX.

Page:

## PETITIONS FROM—

### Q.

Quarles James, . . . . . 38, 100.

### R.

Reade and Jephson, . . . . . 164.  
 Richard Gabriel, . . . . . 300.  
 Rice William, . . . . . 392.  
 Ritter Jacob, . . . . . 47.  
 Ryder Stephen, . . . . . 396, 408.

### S.

Sartori John B. . . . . 64.  
 Sayre Stephen, . . . . . 25.  
 South America, sundry citizens of the United States, con-  
 fined at Carthagenia in, (*see citizens*)  
 Scituate, in Massachusetts, selectmen of the town of, 69.  
 Seaver Benjamin Franklin, . . . . . 166, 383.  
 (*see bills*)  
 Sellers Robert B. (*see William Hall*)  
 Selby James, . . . . . 384.  
 Sheldon Job, . . . . . 101, 470.  
 Smith Asa, . . . . . 385.  
 Simpson Thomas, . . . . . 370, 398.  
 Southold, in New York, sundry freeholders and inhabi-  
 tants of, (*see inhabitants*)  
 Squire Joseph and Isaiah Jennings, . . . . . 255.  
 Spencer Eleazer, . . . . . 366.  
 Spalding Lyman, . . . . . 307.  
 Steele Betsey Brooke, . . . . . 73, 105.  
 Stroud John, . . . . . 72.  
 Strother John, . . . . . 94, 188.  
 (*see bills*)  
 Strong Joseph, . . . . . 384.  
 Sturges and Parkman, . . . . . 166.  
 Susquehannah and Tioga turnpike company, 314, 323.  
 bridge company, . . . . . 368, 371.

# INDEX.

## PETITIONS FROM— Page.

### T.

Tervin Richard,	124.
Tioga, (see <i>Susquehanna</i> )	
Thomas Hannah and John,	35.
Thorndike Joseph,	390, 409.
Topham, Massachusetts, inhabitants of, (see <i>inhabitants</i> )	
Tuckerman Edward, junior, and others,	164.
Turnpike company, Washington and Alexandria,	63, 99.
Twine and line manufacturers, in Massachusetts,	55.

### U.

Urquhart Thomas and David,	290.
----------------------------	------

### V.

Vanderburgh Henry and John Gibson,	101.
------------------------------------	------

### W.

Warren Henry,	367.
Warren Marsham and others,	249.
Washington and Alexandria turnpike company,	63, 99.
commercial company in the city of,	94.
bridge company,	95, 130.
county, levy court of, (see <i>levy court</i> )	
episcopal church in the city of,	123, 169.
	[see <i>bills</i> ]
Wateree river, (see <i>Catawba</i> )	
Westmoreland county, Pennsylvania, (see <i>inhabitants</i> )	
Whittemore Amos and William, junior,	350, 426, 469.
	(see <i>bills</i> )
Wilkinson Joseph,	307.
Wilson Joseph,	165, 383.
Witnesses on the late trial of Aaron Burr,	385.
Woodbridge, Connecticut, inhabitants of,	
	[see <i>inhabitants</i> .]
Woodson Tarlton,	331.



# INDEX

## PETITIONS presented at former sessions—

Page.

### A.

Adams John,	173.
Alexandria and Washington, sundry inhabitants of the countries of,	123, 293. (see bills)

### B.

Babbitt Nathan,	102.
Baillie Alexander,	182, 274. [see bills]
Baltimore and Boston, inspectors of the customs for the ports of, (see inspectors)	
Barwitz Jacob,	165, 293. (see bills)
Barton William,	181.
Bell Frances,	112.
Bell John and William,	132.
Bill Jabez,	102.
Borough Robert S.	70.
Bridgewater, Massachusetts, (see inhabitants)	
Briggs Edmund,	290, 430.
Briggs Isaac,	247, 306. [see bills]

### C.

Carmichael John,	36.
City council of Washington,	154.
Cooper James,	34.
Cotton Daniel,	36, 53, 178, 181. (see bills)
Creighton James,	56, 400.

### E.

Edgar William and Alexander Macomb,	277.
Edwards Benjamin,	131.
Elliot John,	102.
Elwell Robert,	336.

# INDEX.

## PETITIONS *presented at former sessions—* Page.

### F.

Fontaine William,	173.
Forbes James G. and Ralph B. Forbes,	56.
Fosdick Nathaniel F.	105.

### G.

Gage Abner,	37.
Gales Abraham,	181.

### H.

Hall Lott,	174.
Hanover county, Virginia, sundry inhabitants of, (see <i>inhabitants</i> )	
Harrison John,	399.
Heap John,	43, 105.

### I.

Inhabitants of Knox county, state of Kentucky,	33, 50, 68, 69, 71 (see <i>bills</i> )
of Queen Ann's county, Maryland,	39.
of the city of Washington,	40, 82. (see <i>bills</i> )
of the state of Ohio,	40, 41.
of the towns of Washington, Plymouth, Edenton and Newbern, North Carolina,	41.
of Granville, of the counties of Hampshire and Berkshire, Massachusetts,	41.
of Charlestown, New Hampshire,	45.
of Providence, in Rhode Island,	45.
of Essex and Bergen, New Jersey,	45.
of Hanover county, Virginia,	46.
of Middlebury, and of the towns of Poultney, Castleton, Hubberton and Sudbury, Vermont,	46.
of Northumberland county, Pennsylvania,	61.
of New Hampshire and Vermont,	64.

# INDEX.

Page.

## PETITIONS *presented at former sessions—*

Inhabitants of Tyrone and Tyboine and of Cumberland county, Pennsylvania, . . . . .	70.
of Clay county, Kentucky, . . . . .	75.
of Frederick county, Maryland, . . . . .	82.
of the counties of Alexandria and Washington, . . . . .	123, 293.
	(see bills)
of Knox county, in the Indiana territory, . . . . .	127.
of Randolph and St. Clair counties, Indiana territory, . . . . .	128.
of Seneca county, New York, . . . . .	133.
of Washington county, in the district of Columbia, . . . . .	164.
of the state of South Carolina, . . . . .	277.
of the town of Bridgewater, Massachusetts, . . . . .	281.
of the district of Maine, . . . . .	302.
of the town of Bridgewater, Massachusetts, . . . . .	341.
of New Hampshire, . . . . .	351.
of Florence, Utica, Western and Steuben, New York, . . . . .	362.
of the states of Massachusetts and Connecticut, . . . . .	396.

## J.

Jackson Patten, . . . . .	56, 100, 101.
Johnson Rinaldo, . . . . .	66.

## K.

Knaggs Whitmore, . . . . .	366.
Knox county, Kentucky, inhabitants of, [see <i>inhabitants</i> ] Indiana territory, inhabitants of, [see <i>inhabitants</i> ]	
Kuhn Ludwig, . . . . .	88, 100, 101.

## L.

Legislature of the state of Ohio, sundry members of, . . . . .	40, 41.
Lochman John, . . . . .	195.

# INDEX.

Page.

## PETITIONS *presented at former sessions.*

### M.

Macomb Alexander, (see <i>William Edgar</i> )	
Maryland, inhabitants of Queen Ann's county, in,	[see <i>inhabitants</i> ]
Meigs Return Jonathan and others,	61, 186.
	(see <i>bills</i> )
Merchants of the island of Nantucket,	257.
Minife Charles,	75, 313, 318.
Muldowny John,	157.
Murray John,	165.

### N.

Nantucket, merchants of the island of,	257.
New York, inspectors of the customs of the port of,	(see <i>inspectors</i> )

### P.

Paine Thomas,	124, 349.
Philadelphia, inspectors of the customs for the port of,	(see <i>inspectors</i> )
Proprietors of squares and lots in the city of Washington,	24.
	(see <i>Washington</i> )
Poore Robert,	173.

### R.

Randolph and St. Clair counties, in the Indiana territory,	[see <i>inhabitants</i> ]
Robinson James and Catherine,	154.

### S.

Schweighauser Beniot,	247, 470.
	(see <i>bills</i> )
Shattuck Jared,	74.
Smith John,	92, 94.
St. Clair and Randolph counties, Indiana territory,	[see <i>inhabitants</i> ]

# INDEX

Page

## PETITIONS presented at former sessions—

Stout John N. . . . . 44, 360.  
(see bills)

## T.

Taylor Francis and Judith, . . . . . 368, 366.  
Thweatt Archibald, . . . . . 105.  
Thomson James, . . . . . 56, 400.  
Turner Edward, . . . . . 103, 104.

## V.

Vandervoort Paul, . . . . . 78, 105.  
Van Patten Andries, . . . . . 37.  
Vermont and New Hampshire, inhabitants of,  
(see inhabitants)  
Virginia, inhabitants of Hanover county in,  
(see inhabitants)

## W.

Washington, proprietors of lots in the city of, 24, 66.  
(see bills)  
inhabitants of the city of, 40, 82.  
(see bills)  
and Alexandria counties, inhabitants of, 123,  
293.  
[see bills]  
city council of, . . . . . 154.  
Wedderburn William, . . . . . 257.  
Whipple Abraham, . . . . . 77.  
Wilcox Thomas, . . . . . 122.  
Wilson James, . . . . . 378, 400.  
Wilson Philip, . . . . . 96, 105.

Petitions for a remission or reimbursement of duties, 169, 264,  
308, 384.  
of fines, forfeitures and penalties, 204,  
280, 307, 415.  
for an increase of duties, 46, 55, 56, 100.  
255, 337, 384.

# INDEX.

	<i>Page.</i>
Petitions for drawback of duties,	47, 48, 69, 70, 313, 390.
respecting bounty on fishing vessels,	165, 166, 170, 194, 200, 367, 385, 396.
for permission to import certain merchandises,	89, 164, 165.
for additional compensation,	283.
for renewal or extension of patent rights,	82, 83, 96, 99, 100, 350.
in opposition to renewal or extension of patent rights,	87.
relating to the embargo,	40, 45, 58, 67, 68, 72, 74, 84, 158, 199, 248, 249, 308, 313, 331, 343, 360, 364, 389, 371, 372.
for invalid pensions,	25, 38, 52, 53, 68, 72, 131, 247, 292, 318, 341, 389, 390, 430, 480.
for new registers of vessels,	44.
for relief in consequence of injuries and expenses sustained in the revolutionary war,	38, 50, 58, 64, 72, 73, 77, 87, 88, 91, 94, 102, 130, 123, 195, 241, 242, 264, 268, 272, 273, 275, 301, 329, 330, 331, 341, 345, 354, 364, 365, 370, 497.
for revision and amendment of the revenue laws,	24, 47.
of the acts relating to the sale of public lands,	33, 50, 64, 67, 71. 89, 105, 131, 185, 248, 422.
for the renewal of lost or destroyed certificates,	50.
for the payment or interest on the funding of cer- tificates,	66, 67, 103.
concerning the affairs of the district of Columbia,	24, 40, 51, 57, 62, 92, 94, 95, 96, 122, 123, 158, 159, 169, 170, 249, 256, 257, 284, 390.

# INDEX.

	<i>Page:</i>
Petitions for permission to remove from the United States,	64,
	65, 92, 268.
for relief against judgments and release from imprisonment,	65, 70, 307.
for protection against a proclamation of the British government,	56, 57.
for and against the establishment of new ports of entry and delivery,	104, 119, 130, 329, 369, 414, 430.
for release from confinement in a foreign country,	33.
for the erection of light-houses, buoys and piers,	69, 300.
relating to the free navigation of the Mobile river,	368.
relating to the public lands,	10, 25, 26, 33, 73, 88, 90, 104, 124, 158, 189, 245, 255, 264, 300, 317, 368, 369, 426.
rejected,	25, 132, 313, 409.
leave given to withdraw,	94, 100, 112, 318, 400, 438, 470, 480.
Philips John, an extra allowance to,	530.
Pike Zebulon M. and his companions, bill making compensation to,	127.
	( <i>see bills</i> )
Ports and harbors, information communicated by the President of the state of the fortifications for the defence of the,	15.
Postage, bills to transmit certain documents free of,	39, 52, 303, 253.
	( <i>see bills</i> )
Post master General, references to the,	104.
letters and reports from the,	302, 339.
Post-offices and Post-roads, Committee of, appointed,	
	( <i>see committee</i> )
roads, resolutions for the establishment and discontinuance of, ( <i>see Committee on Post-offices and Post-roads, references to the</i> )	
petitions for, ( <i>see same reference</i> )	
information respecting unproductive,	339.
bill to alter and establish certain,	469.
	( <i>see bills</i> )
Potomac river, bill supplemental to the act authorizing the erection of a bridge over the,	130.
	( <i>see bills</i> )

# INDEX.

	<i>Page.</i>
President of the United States, written messages and communications from the, 11 to	
	19, 76, 78, 83, 113,
	119, 179, 197, 223,
	243, 344, 373, 390,
	391, 342, 442, 471.
valedictory address of the, 18, 19.	
requested to cause to be laid before the House,	
	(see <i>resolutions</i> )
of the United States and Vice President, proceedings of the two Houses relative to the opening and counting the votes for,	356,
	361, 370, 371, 373
	to 376.
for the term commencing the fourth March, 1809—	
James Madison, of Virginia, elected and declared,	375, 376.
relative to his taking the oath of office, letter from,	508.
joint committee appointed to report measures for the further accommodation of the	399,
	401, 415.
	(see <i>bills from the Senate</i> )
of the Senate, protempore, chosen,	190, 342.
Previous questions, (see <i>questions</i> )	
Printing, stationary and fuel for the House, Clerk to contract for the necessary supplies of,	527, 528.
Public debt, [see <i>debt</i> ]	
lands, committee of, appointed, (see <i>committee</i> ),	
petitions concerning (see <i>petitions</i> )	
bill altering the terms of sale of the,	399.
	(see <i>bills</i> )
contracts, report respecting,	339, 340.

## Q.

Questions taken by yeas and nays and decided by the Speaker,	446, 449.
--	-----------



## INDEX.

	Page.
Questions division of, . . . . .	81, 134, 135, 137, 143, 144, 145, 201, 216, 226, 335, 345, 435, 446, 464
of order decided by the Speaker, . . . . .	42, 81, 115, 135, 136, 139, 147, 149, 170, 213, 228, 230, 231, 352, 353.
of order decided by yeas and nays . . . . .	84, 85, 140, 141, 142, 143, 214, 215, 230, 231, 232, 233.
previous, taken, . . . . .	81.
Quorum of the two Houses assembled, . . . . .	6.
not present, . . . . .	129.

## R.

Receipts and expenditures for 1808, account of the, . . . . .	280.
for 1807, account of the, . . . . .	413.
Records of judgments and decrees of one state in another, bill prescribing the ef- fect of, . . . . .	160.
( <i>see bills</i> )	
Register of vessels, petitions for new, ( <i>see petitions</i> ) . . . . .	
Religious societies in the district of Columbia, bill to in- corporate the, . . . . .	352.
( <i>see bills from the Senate</i> )	
RESOLUTIONS, <i>requesting the President of the United</i> <i>States, to lay before the House:</i>	
copies of all decrees, orders, &c. issued by the belligerents of Europe, affect- ing the commercial rights of neutral nations. . . . .	30, 32, 179, 180.
a copy of his proclamation in conse- quence of the opposition to the exe- cution of the embargo acts in the neighborhood of lake Champlain, 67, 72, 76.	76.
a list of the names of the officers, non- commissioned officers and soldiers belonging to the army [ <i>rejected</i> ] 245, 246.	

# INDEX.

	<i>Page.</i>
<b>RESOLUTIONS</b> <i>directing the Secretary of State to lay before the House—</i>	
a statement of the whole number of foreigners, legally admitted citizens of the United States, who have been registered as American seamen,	248, 249, 263, 359.
<i>directing the Secretary of the Treasury to lay before the House—</i>	
copies of all his instructions in relation to the execution of the embargo acts, and the names and residence of persons having been detected in violating the said acts,	23, 31, 322.
a general statement of the sums received at the treasury since the commencement of the present government,	159, 242, 332.
<i>directing the Secretary of War,</i>	
to inquire into the expediency of erecting fortifications at certain places in the state of Delaware, ( <i>rejected</i> )	355.
<i>requiring the Speaker,</i>	
to acknowledge the receipt of a map of the city and vicinity of Philadelphia, presented by John Hills,	349.
to acknowledge the receipt of a book called "Clarkson's History of Slavery," presented by Thomas P. Cope,	410.
<i>directing the Clerk,</i>	
to furnish members with newspapers,	7.
to furnish members and delegates with copies of public documents for the use of the principal seminary of learning in each state and territory,	93.
to furnish the Librarian with sets of documents printed by the House at each session,	349, 351, 363, 364.
to contract for printing, stationery and fuel for the supply of the next Congress,	527, 528.
to pay certain allowances out of the contingent fund,	530.

# INDEX.

	<i>Page.</i>
<b>RESOLUTIONS</b> <i>directing the Committee of Claims,</i>	
to inquire into the expediency of paying invalid pensions at the city of Washington,	33, 73.
	(see bills)
to inquire what alterations are necessary in the acts relative to placing persons on the pension list,	153.
<i>directing the Committee of Commerce and Manufactures—</i>	
to inquire into the expediency of rebuilding certain light-houses,	81.
whether any additional compensation ought to be made to the officers of the customs,	63.
into the expediency of prohibiting the entry of vessels into the ports of the United States, from places where vessels of the United States are not admitted,	75, 339.
	[see bills]
into the expediency of prohibiting vessels of the United States from receiving British licenses to navigate the ocean,	75, 168.
	[see bills]
into the expediency of allowing vessels to depart from the U. States for the purpose of importing salt,	132, 175.
	(see bills)
what amendments are necessary to an act of the last session respecting light-houses,	167.
into the expediency of placing lights at the entrance of the bayou St. John,	168, 411.
	(see bills)
into the expediency of erecting buoys and piers near the harbor of Marblehead,	182.

# INDEX.

Page

## RESOLUTIONS directing the Committee of Commerce and Manufactures—

to inquire into the expediency of continuing the act for the establishment of trading houses with the Indian tribes, 195, 407.

(see bills)

into the expediency of removing the collectors office from Tappahannock to Fredericksburg in Virginia, 197, 364, 411.

[see bills]

what farther provisions are necessary for the relief of sick, disabled and distressed seamen, . . . 312, 321.

[see bills]

into the propriety of amending the laws relative to bonds for enrolled or licensed vessels, . . . 256.

what additional compensation ought to be made to the collector of Edenton, 359.

## directing the Committee on the Public Lands—

to inquire into the expediency of laying off and decribing certain tracts of country within the limits of the territories of Orleans and Louisiana, 34, 35.

into the expediency of reviving and continuing the authority of the Kaskaskia land commissioners, 73, 96.

(see bills)

into the expediency of establishing a land office east of Red river and west of the Mississippi, in the territory of Orleans, 322, 344, 345.

into the expediency of granting pre-emption rights to actual settlers in the territory of Orleans, . 322, 344.

# INDEX.

	<i>Page.</i>
<b>RESOLUTIONS directing the Committee on the Public Lands—</b>	
to inquire into the expediency of making farther compensation to the Louisiana land commissioners, their clerk and translator, . . . . .	365.
<i>directing the Committee for the District of Columbia—</i>	
to inquire what amendments are necessary to the act concerning the district of Columbia, . . . . .	258.
<i>directing the Committee of Accounts—</i>	
to adjust the accounts of Thomas Claxton, junr. and James Claxton, . . . . .	530.
<i>directing the committee on military and naval establishments—</i>	
to inquire into the expediency of employing an additional number of seamen, . . . . .	32, 101.
	(see bills.)
into the expediency of increasing the naval establishment, . . . . .	212.
<i>directing the committee on foreign relations—</i>	
to inquire into the expediency of excluding from the waters of the U. States, all armed vessels of any belligerent power having orders or decrees in force violating the neutral rights of the United States, of suspending all commercial intercourse with the belligerent powers, and of amending the several acts laying an embargo, . . . . .	47, 63.
for a repeal or suspension of the acts laying and carrying into effect an embargo, . . . . .	21, 36, 37, 170.
	proceedings on, . . . . . 42, 48,
	49, 59, 60, 160, 161,
	162, 213, 215 to 219,
	223, 367, 415,
	(see bills)
	(also bills from the Senate.)

## INDEX.

	<i>Page.</i>
<b>RESOLUTIONS</b> for the more effectual execution of the	
act laying an embargo, . . .	28, 47.
relating to the coasting trade, . . .	28.
to suspend all commercial intercourse with France and Great Britain, and their dependencies, . . .	23, 24, 47, 305, 184, 387, 415.
	(see bills)
	(also bills from the Senate)
to arm and equip for immediate service thousand militia, . . .	33, 34.
to open a communication and trade with the West Indies generally, . . .	37.
to permit merchant vessels of the United States to arm for defence, . . .	42, 43, 331, 332, 486.
to regulate the conduct of merchant vessels sailing in concert, and to settle the rates of contribution in cases of loss or damage, . . .	60, 61, 163, 164.
	(see committees)
to make farther provision for the benefit of the seamen of the United States, 249,	356.
	(see committees)
to repeal the embargo, and to resume, maintain and defend the navigation of the seas against nations having in force edicts, decrees, orders, &c. violating our neutral rights, . . .	316, 317.
	proceedings on, 342, 343,
	348, 349, 350, 352, 353,
	357, 358, 362, 367, 368,
	372, 378, 387, 415.
	(see bills)
	(also bills from the Senate)
respecting the resignation of Benjamin Lincoln, late collector for the port of Boston, . . .	319 to 322.
to permit merchant vessels of the United States to arm for defence against search, restraint or seizure committed by armed vessels belonging to the French or British governments, 331, 333.	
	proceedings on, 342, 343,
	348, 349, 350, 352,
	353, 357, 358, 362,
	367, 368, 372, 378.

# INDEX.

	<i>Page.</i>
<b>RESOLUTIONS</b> respecting the several representations from various parts of the state of Massachusetts, complaining of the late manner in which the Presidential electors of that state were appointed,	346, 351, 366, 367.
to consider any capture and condemnation of a vessel of the United States, by any armed belligerent vessel, as a declaration of war; and requesting the President, upon satisfactory information thereof, to recall our minister residing at the government under whose authority such capture was made,	363.
to increase the bounty now allowed to military recruits, [ <i>rejected.</i> ]	471.
<i>joint of the two Houses—</i>	
for the appointment of chaplains,	8, 11, 20, 25.
Revenue cutters, bill to authorize the President to employ an additional number of	61.
	<i>(see bills)</i>
bonds in certain cases, bill supplemental to the act for extending the terms of credit on,	112.
	<i>(see bills)</i>
laws, petitions for a revision and amendment of the,	<i>(see petitions)</i>
of the United States, for each year since the establishment of the constitution, statements to be furnished of the,	159, 242, 332.
Revisal and Unfinished Business, Committee of, appointed,	
	<i>(see committee.)</i>
Rhode Island, members from, appear and take their seats,	4, 26.
Road from Cumberland, to the state of Ohio, message from the President, concerning	119.
	proceedings on, 401, 402.
	<i>(see bills.)</i>
Roads, canals, rivers and education, measures suggested by the President for the improvement of,	18.
	<i>(see committee.)</i>

## INDEX.

	Page.
Rockhall, bill to change the post-route from Annapolis to,	112.
<i>(see bills from the Senate.)</i>	
Rules and orders, motion to add a new rule to the stand- ing,	344, 387, 388.

## S.

Salt, can be furnished from establishments within the Uni- ted States, inquiry into what extent the article of,	174, 275
<i>(see bills)</i>	
permission granted to vessels to import	132, 175, 275,
<i>(see bills)</i>	
Schweighauser John Daniel, bill authorizing the settle- ment of the account of the legal representatives of	470.
<i>[see bills]</i>	
Seamen, inquiry into the expediency of employing an ad- ditional number of	31, 101.
<i>[see bills]</i>	
statement required of the number of foreigners admitted citizens of the United States, who have been registered as American,	248, 249, 263, 359.
of the United States, proposition for the benefit of,	249, 256, 410.
<i>(see bills)</i>	
Secrecy, motions to remove the injunction of,	106, 107, 108.
Senate, messages from the,	6, 8, 25, 43, 45, 46, 69, 98, 99, 108, 112, 113, 132, 168, 190, 196, 209, 213, 215, 223, 242, 246, 269, 276, 290, 291, 302, 316, 328, 335, 343, 348, 352, 356, 367, 371, 383, 388, 399, 407, 408, 410, 413, 415, 423, 438, 478, 484, 492, 496, 501, 514, 515, 522, 525, 531, 532, 533.
president protempore chosen, of the	190, 342.
Serry Augustin, bill for the relief of,	183.
<i>(see bills)</i>	
Sick, disabled and distressed seamen, bill for the relief of,	221.
<i>[see bills]</i>	
Sinking fund, report from the commissioners of the,	361.



# INDEX.

	<i>Page</i>
Small debts in the county of Washington, bill respecting executions for, . . . . .	306.
	[see bills]
South Carolina, members from, appear and take their seats, . . . . .	5, 7, 62, 77.
Spalding Elextius, extra allowance to, . . . . .	530,
Spain, information communicated by the President of the state of our negotiations with, . . . . .	14.
Speaker, questions decided by the, [see questions]	
appeals to the House from the decision of the, . . . . .	[see appeals]
required—	
to acknowledge the receipt of a map of Philadelphia, . . . . .	349.
to acknowledge the receipt of a book, called "Clarkson's history of slavery," . . . . .	410.
vote of thanks to the, . . . . .	528, 529.
his reply, . . . . .	529, 530.
Squares and lots in the city of Washington (see Washington)	
State, Secretary of—	
references to the, . . . . .	248, 249, 263, 369.
reports from the, . . . . .	359.
Stationary, printing and fuel for the use of the next Congress, the Clerk to contract for a supply of, . . . . .	527, 528.
Stewart Richard, extra allowance to, . . . . .	530.
St. Mary's, in Maryland, bill to abolish the office of surveyor of the port of . . . . .	411.
Stout John N. bill for the relief of, . . . . .	360.
Suffrage in the Indiana territory, bill to extend the right of, . . . . .	182.
Superannuated officers and soldiers, bill for the relief of, . . . . .	160.
Superintendent of ordnance, bill authorizing the appointment of a, . . . . .	221.
Surplusses of revenue, [see roads, &c.]	
Surveyor of the public buildings, report of the, . . . . .	[see Washington]

## T.

Tappahannock, [see Fredericksburg]	
Tennessee, members from, appear and take their seats, . . . . .	5.
Kentucky and Ohio, bill concerning circuit courts in, . . . . .	206, 316.
	[see bills]
	[also bills from the Senate]

# INDEX.

	<i>Page</i>
territorial governors, bill concerning the powers of,	41.
[see bills]	
courts, bill extending jurisdiction in certain cases to,	299.
[see bills]	
Thomas, bill granting a new register to the ship,	478.
[see bills]	
Tonnage of the United States, annual statement of the district,	187.
Trading houses with the Indian tribes, bill supplemental to the act establishing,	407.
[see bills]	
Treasurer of the United States, his account of receipts and expenditures,	280.
Treasury, Secretary of the,	
references to the,	23, 31, 159, 204, 396, 415.
reports of the,	127, 182, 187, 221, 242, 245, 271, 272, 322, 332, 335, 408, 413, 424, 472, 491, 510.
War, and Navy Departments, bill further to amend the acts for the establishment and regulation of the,	496, 522.
[see bills]	
[also bills from the Senate.]	
Turnpike company in the county of Alexandria, bill supplementary to the act establishing a,	99.
[see bills]	
from Mason's causeway to Alexandria, bill authorizing the making a,	298.
[see bills from the Senate]	

## U.

United Brethren, (see John G. Cunow)	
Unsatisfied claims against the United States, bill making provision for the discharge of certain,	182.
(see bills)	

# INDEX.

## V.

Page.

- Valedictory address of Thomas Jefferson, President of the  
United States, . . . 18, 19.  
Varnum Joseph B. [Speaker] vote of thanks to, . . . 528, 529.  
his reply, . . . 529, 530.  
Vermont, members from, appear and take their seats, . . . 4, 8.  
bill altering the times and places of holding  
courts in, . . . 306.  
(see bills)  
Vessels of war, (see frigates)  
sailing in concert, (see merchant vessels)  
Villard Andrew Joseph, bill for the relief of, . . . 108.  
(see bills from the Senate)  
Violations of the embargo, (see embargo)  
Virginia, members from, appear and take their seats, 5, 6, 7, 31.

## W.

### War, Secretary of—

- references to the, 292, 341, 370, 390, 430.  
reports of the, 244, 298, 355, 359, 398, 407.  
Treasury and Navy departments, (see Treasury)  
motion to consider any capture and condemnation of  
a vessel of the United States by an armed ves-  
sel of any belligerent power, as a declaration of, 363.  
Washington, report of the surveyor of the public buildings  
at the city of, . . . 83.  
proceedings on, 88, 242.  
(see bills from the Senate)  
bill incorporating a company for opening a  
canal in the city of, . . . 82, 388.  
(see bills)  
(also bills from the Senate)  
to have the same subdivided and admitted to re-  
cord, bill authorizing the proprietors of  
squares and lots in the city of, . . . 66.  
(see bills)  
bill conferring certain powers on the levy court  
of the county of, . . . 211.  
(see bills)  
bill respecting executions for small debts in the  
county of, . . . 306.  
(see bills)  
Ways and Means, Committee of appointed, (see committee)

## INDEX.

	<i>Page</i>
Whale and cod fisheries, ( <i>see bounty</i> )	
White William and others, bill for the relief of, . . . . .	69, 176.
	<i>[see bills]</i>
Whittemore Amos and William, bill to extend their patent right to a machine for man- ufacturing cotton and wool cards, . . . . .	496.
	<i>[see bills]</i>
Wilkinson general, commander in chief of the army, in- quiry into unauthorized advances of public money made to, . . . . .	356, 423.
motions respecting advances and al- lowances to, . . . . .	522 to 525.
Witnesses and jury on the trial of A. Burr, bill giving further compensation to the, . . . . .	186.
	<i>[see bills]</i>
Wood. <i>[see fuel]</i>	
Wyandott Indians, bill for the relief of, . . . . .	424.
	<i>[see bills from the Senate]</i>

## Y.

Yeas and nays, . . . . .	21, 22, 48, 49, 54, 55, 59, 60, 79, 80, 81, 84, 85, 86, 97, 98, 106 to 110, 113 to 118, 125, 126, 129, 130, 133, 134, 136 to 152, 156, 157, 171, 172, 173, 176, 177, 178, 191, 192, 193, 202, 203, 207, 208, 210, 211, 214, to 220, 224 to 241, 251, 252, 259 to 262, 266, 267, 270, 271, 278, 279, 281, 282, 285 to 289, 294, 296, 304, 305, 309 to 312, 319 to 322, 327, 328, 333, 334, 335, 357, 358, 378, 379, 380, 381, 391 to 394, 402 to 406, 416 to 421, 427, 428, 431 to 436, 439 to 442, 445 to 467, 476 to 480, 481 to 485, 489, 490, 494, 495, 498 to 501, 505 to 508, 516, 517, 518, 523, 524, 528, 529.
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